

Shreyans H. Desai
P.O. Box 487
New Brunswick, NJ 08903
Defendant, Pro Se



UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

Administrative Proceeding No.: 3-17035
Initial Decision Release No.: 1044

IN THE MATTER OF

SHREYANS DESAI

RESPONSE TO OPPOSITION

I received Opposition to my Application for Stay or an Adjournment on January 4, 2016.

I most respectfully submit my Response herewith:

- 1) At the Hon. 3rd Circuit, there were total FIVE INDIVIDUALS who prepared the Brief, Docket 16-1629 on behalf of SEC.
- 2) Out of FIVE, only one individual, Mr. Christopher Paik, a SPECIAL COUNSEL had FORMALLY filed a required paper of APPEARANCE at the 3rd Circuit.
- 3) Remaining FOUR INDIVIDUALS: namely: Ms. Ann K. Small, Mr. Balsara, Mr. Michael A. Conley and Mr. Dominick V. Freda had NOT filed a required document of APPEARANCE at the 3rd Circuit. Therefore, not only these FOUR INDIVIDUALS and SEC are in violations, these four individuals are in contempt of the court as well. I reserve the right to file a separate civil complaint against these FOUR individuals for violating my civil rights.
- 4) Kindly review Exhibit A. At Hon. 3rd Circuit, it is required to have a joint appendix. I requested but none of these FIVE INDIVIDUALS cooperated.
- 5) Please review Exhibit B, three pages. Where Mr. Paik talks about 4th of July vacation but he doesn't mention anything about FOUR INDIVIDUALS joining him to prepare the Brief.
- 6) During the process of the litigation if Docket 16-1629, SEC never gave me an Advance Notice that other FOUR LAWYERS will be joining to prepare the Brief.

Would I be allowed to retain an unannounced attorney any time? Answer is No. Then, why am I subjected to these kinds of severe Discrimination? If the above mentioned FOUR individuals wanted to help SEC then they should have been involved from the start. However, I must inform the Hon. Court that there have been a series of Fundamental and Constitutional violations that cannot be overlooked.

Part A of my paperwork at the Hon. Supreme Court will focus on all of SEC's violations therefore it is my prayer that my request for a Stay and an Adjournment is granted.

January 12, 2017

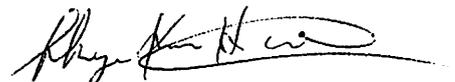
Respectfully Submitted By,



Shreyans H. Desai

Certification of Services: I certify that I am mailing a copy of this document to my adversary: Attorney Ms. Christina McGill, SEC at Securities and Exchange Commission, 100 F St. N.E., Washington, DC, 20549, via USPS First Class Mail with Certificate of Mailing.

Respectfully Submitted By,



Shreyans H. Desai

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 16-1629

SEC v. Shreyans Desai, et al

(District Court No. 2-11-cv-05597)

BRIEFING AND SCHEDULING ORDER

Attorneys are required to file all documents electronically. See 3d Cir. L.A.R. 113 (2008) and the Court's CM/ECF website at www.ca3.uscourts.gov/ecfwebsite.

→ It is ORDERED that the brief for Appellant(s) and the joint appendix shall be filed and served on or before 05/04/2016.

It is FURTHER ORDERED that the brief(s) for Appellee(s) shall be filed and served within thirty (30) days of service of Appellant's (Appellants') brief.

It is FURTHER ORDERED that a reply brief, if any, shall be filed and served within fourteen (14) days of service of Appellee's (Appellees') brief(s).

It is FURTHER ORDERED that in the event of default by Appellant in filing the brief and appendix as directed, the appeal may be dismissed without further notice.

It is FURTHER ORDERED that if Appellee fails to file a brief within the time directed, the matter will be listed on Appellant's brief only and Appellee may be subject to such sanctions as the Court deems appropriate.

It is noted that, where applicable, parties must comply with 3d Cir. LAR 31.2 which provides: A local, state or federal entity or agency, which was served in the district court and which is the appellee, must file a brief in all cases in which a briefing schedule is issued unless the court has granted a motion seeking permission to be excused from filing a brief. The rule does not apply to entities or agencies that are respondents to a petition for review unless the entity or agency is the sole respondent or to entities or agencies which acted solely as an adjudicatory tribunal.

This Court requires the filing of briefs by counsel in both electronic and paper format. 3d Cir. LAR 31.1(b). Pro Se litigants are exempt from the electronic filing requirement. Parties must file 7 copies of the briefs; pro se parties who are proceeding in forma pauperis may file only 4 copies. Costs for additional copies will be permitted only if the Court directs that additional copies be filed. Pursuant to 3d Cir. LAR 30.1(a), counsel must electronically file the appendix in accordance with LAR Misc. 113.

Exhibit A

Exhibit B

3 Pages

No. 16-1629

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff-Appellee,

v.

SHEYRANS DESAI,

Defendant-Appellant.

On Appeal from the United States District Court
for the District of New Jersey

MOTION OF THE SECURITIES AND EXCHANGE COMMISSION FOR A 30-
DAY EXTENSION OF THE TIME TO FILE ITS BRIEF

CHRISTOPHER PAIK
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Appellee Securities and Exchange Commission hereby moves for a 30-day extension of the time in which to file its brief, to August 5, 2016. Because appellant Sheyrans Desai served his brief on the Commission by mail on June 3, 2016, the Commission's brief is currently due 33 days later, on July 6, 2016. The requested extension date of August 5, 2016 would be 30 days after the current due date. The Commission has not previously sought an extension of the due date of its brief. The Commission has requested Desai's position on the Commission's extension motion but Desai has not responded.

The Commission seeks this extension because its attorneys have a scheduling conflict, created by an extension the Court previously granted to Desai. Desai's brief was originally due May 4, 2016 but Desai requested and this Court granted an extension of his due date to June 3, 2016. Order dated April 18, 2016.¹

Because of the delayed filing of Desai's brief, the filing date for the Commission's answering brief now conflicts with the filing date for a brief one of the Commission's attorneys in this case, Christopher Paik, must file in another case. That case is *Saad v. SEC*, No. 15-1430 (D.C. Cir.), and the Commission's brief in that case is due June 29, 2016; thus, the Commission's attorneys must prepare the brief in that other case during the same time period the Commission has to prepare its answering brief in this case.

¹ The Commission did not oppose Desai's request for an extension.

In addition, Christopher Paik has personal commitments during the period June 30-July 6 that will preclude him from working on the Commission brief during that period.

In order to alleviate the Commission attorneys' scheduling conflict and to allow preparation of a brief addressing the issues in this case, the Commission requests a 30-day extension of the time to file its brief, to August 5, 2016.

Respectfully submitted,

s/Christopher Paik
CHRISTOPHER PAIK
Special Counsel

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Counsel for respondent Securities and
Exchange Commission

Dated: June 23, 2016