

ADMINISTRATIVE PROCEEDING  
FILE NO. 3-17699

**UNITED STATES OF AMERICA**  
**before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**In the Matter of**

**SHERVIN NEMAN and NEMAN  
FINANCIAL, INC.**

**Respondents.**

**MOTION BY DIVISION OF  
ENFORCEMENT FOR  
POSTPONEMENT OF HEARING**

On November 29, 2016, this matter was instituted, and the Order Instituting Proceedings (“OIP”) was served by the Secretary by mail. Accordingly, pursuant to Rule of Practice 220(b), requiring filing of an Answer within twenty days of service of the OIP, and Rule 160(b), which extends deadlines by three days if a document is served by mail, the Respondents’ Answer is due December 23, 2016.

On December 2, 2016, Chief Administrative Law Judge Brenda P. Murray ordered, among other things, that the hearing in this matter commence on December 28, 2016, at the Commission’s Headquarters Offices in Washington, D.C.

The Division of Enforcement (“Division”) requests postponement of the hearing for several reasons. First, this is a follow-on administrative proceeding based on entry of a permanent injunction against two respondents, an incarcerated individual and an entity for which

he was the sole principal.<sup>1</sup> The Division accordingly anticipates that it will move for relief by summary disposition or by default, as appropriate. Second, even if a hearing is necessary, the undersigned sole counsel for the Division in this matter will be taking pre-approved use-or-lose annual leave during the entire week of December 26, 2016, and expects to take additional leave either the week prior or the week after that.

The Division requests adequate time to file any dispositive motion papers. The Division expects to be able to file such papers in mid to late January, and requests that the hearing either be taken off calendar or rescheduled to a later date.<sup>2</sup>

Dated: December 12, 2016

Respectfully submitted,

DIVISION OF ENFORCEMENT



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*Counsel for the Division of Enforcement*

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<sup>1</sup> Because Respondent Shervin Neman is incarcerated, it is not possible, as a practical matter, to confer with him regarding the suggested date and time for a prehearing conference, as also ordered by Chief Judge Murray.

<sup>2</sup> On December 6, 2016, the Division sent to Neman, by Express Mail, paper copies of all documents it is required by Rule 230(a) to make available to Respondents for inspection and copying.

**Certificate of Service**

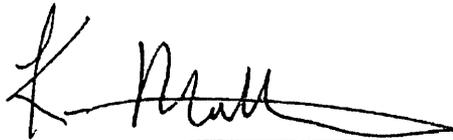
I certify that on December 12, 2016, I caused the foregoing to be served on the following persons by the method of delivery indicated below:

**By UPS and email:**

Honorable Jason S. Patil  
Administrative Law Judge  
Securities and Exchange Commission  
100 F Street, N.E., Mail Stop 2585  
Washington, D.C. 20549-2585

**and by United States Mail:**

Shervin Neman (Register No. [REDACTED])  
[REDACTED]  
[REDACTED]  
Taft, CA [REDACTED]



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Karen Matteson