

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION
April 17, 2018

INVESTMENT ADVISERS ACT OF 1940
Release No. 4887 / April 17, 2018

Admin. Proc. File No. 3-17352

In the Matter of

SAVING2RETIRE, LLC
and
MARIAN P. YOUNG

ORDER GRANTING PETITION FOR REVIEW AND SCHEDULING BRIEFS

On July 19, 2016, the Commission instituted this administrative proceeding and directed that it be presided over by an administrative law judge (“ALJ”).¹ The ALJ issued an initial decision on October 19, 2017,² and respondents sought Commission review of that decision and a stay of the proceedings on November 9, 2017. On November 30, 2017, the Commission remanded the matter to the ALJ who issued the initial decision in order for him to conduct a de novo reconsideration and reexamination of the record to determine “whether to ratify or revise in any respect all prior actions taken by” the ALJ.³ As part of the remand, the parties were given the opportunity to submit any new evidence that they deemed relevant and to submit briefs addressing whether the ALJ should “ratify or revise in any respect” any action taken in this proceeding. On January 25, 2018, the ALJ determined, upon reconsideration of the record, to ratify all prior actions in this proceeding, including the October 19, 2017 initial decision.⁴

¹ *Saving2Retire, LLC* and Marian P. Young, Advisers Act Release No. 4457, 2016 WL 4363887 (July 19, 2016).

² *Saving2Retire, LLC* and Marian P. Young, Initial Decision Release No. 1195, 2017 WL 4728747 (Oct. 19, 2017).

³ *Pending Administrative Proceedings*, Securities Act Release No. 10440, 2017 WL 59692324, at *1-2 (Nov. 30, 2017).

⁴ *Saving2Retire, LLC* and Marian P. Young, Admin. Proc. Ruling Release No. 5530 (Jan. 25, 2018).

Given the ALJ's ratification order, it is now appropriate to grant respondents' petition for review pursuant to Commission Rule of Practice 411.⁵ As part of that review, and pursuant to Rule of Practice 411(d),⁶ the Commission will determine what sanctions, if any are appropriate.

Accordingly, IT IS ORDERED, pursuant to Rule of Practice 450(a),⁷ that a brief in support of the petition for review shall be filed by May 17, 2018. A brief in opposition shall be filed by June 18, 2018, and any reply brief shall be filed by July 2, 2018.⁸ Pursuant to Rule of Practice 180(c), failure to file a brief in support of the petition may result in dismissal of the review proceeding.⁹ No later than the due date for their opening brief, respondents should indicate whether they renew their motion for a stay and, if they do, the basis for such motion.

For the Commission, by the Office of the General Counsel, pursuant to delegated authority.

Brent J. Fields
Secretary

⁵ 17 C.F.R. § 201.411.

⁶ 17 C.F.R. § 201.411(d).

⁷ 17 C.F.R. § 201.450(a).

⁸ As provided by Rule of Practice 450(a), no briefs in addition to those specified in this schedule may be filed without leave of the Commission. Attention is called to Rules of Practice 150-153, 17 C.F.R. § 201.150-153, with respect to form and service, and Rules of Practice 450(b) and (c), 17 C.F.R. § 201.450(b), 201.450(c), with respect to content and length limitations. Requests for extensions of time to file briefs are disfavored.

⁹ 17 C.F.R. § 201.180(c).