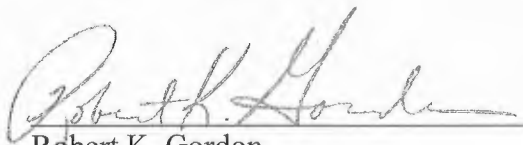




As for Respondents' concern that ALJ Elliot is biased, as the Division stated in its June 11, 2015 Motion for Reconsideration, the established procedure to resolve allegations of bias by the presiding law judge is a motion for recusal under Rule of Practice 111(f). *See* 17 C.F.R. § 201.111 (f); *United States v. Torkington*, 874 F .2d 1441, 1446 (11th Cir. 1989) (motion should be made directly to the presiding judge). The Division therefore requests that the Commission issue an order directing Respondents, if they so choose, to move the Commission for a limited remand for the sole purpose of allowing Respondents to raise their bias concerns to the ALJ through a recusal motion. The Division believes it would be appropriate for the Commission to specify that Respondents would have one week within which to file such a motion with the Commission; that, if such motion were granted, Respondents would then have one week within which to file a recusal motion with the ALJ; that the Division would have one week to respond to the recusal motion; and that the ALJ would then have one week to rule on that motion.

This 21st day of August, 2015.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Robert K. Gordon", written over a horizontal line.

Robert K. Gordon  
Anthony J. Winter  
Attorneys for Division of Enforcement  
Securities and Exchange Commission  
950 E. Paces Ferry Road NE  
Atlanta, Georgia 30326-1232

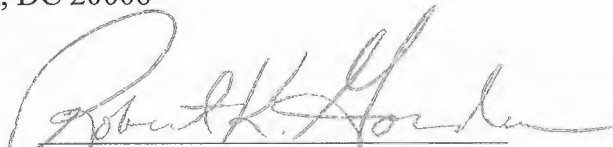
CERTIFICATE OF SERVICE

The undersigned counsel for the Division of Enforcement hereby certifies that he has served the foregoing document by electronic mail and by UPS overnight mail this day addressed as follows:

Brent J. Fields  
Office of the Secretary  
Securities and Exchange Commission  
100 F Street, N.E.  
Washington, DC 20549-1090  
(facsimile and UPS overnight mail)

Stephen D. Councill, Esq.  
Julia Blackburn Stone, Esq.  
Rogers & Hardin, LLC  
2700 International Tower  
229 Peachtree Street  
Atlanta, GA 30303

Nancy R. Grunberg, Esq.  
Gregory Kostolampros, Esq.  
McKenna Long & Aldridge LLP  
1900 K Street, N.W.  
Washington, DC 20006

A handwritten signature in cursive script, appearing to read "Robert K. Gordon", written over a horizontal line.

Robert K. Gordon  
Attorney for the Division of Enforcement