

ALJ

ADMINISTRATIVE PROCEEDING
FILE NO. 3-11367

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION
March 4, 2004

SECURITIES AND EXCHANGE COMMISSION
MAR 08 2004
FIRST CLASS

In the Matter of :
: ORDER
: EDWARD BECKER :
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On March 3, 2004, I held a telephonic prehearing conference in this matter. The Division of Enforcement (Division) and Respondent participated. The Division has already provided Respondent with a considerable amount of material from its investigative file. At Respondent's request, this Office has also provided him with copies of the final orders of the Securities and Exchange Commission (Commission) in related administrative proceedings.

After discussion, I granted in part Respondent's motion to compel the production of additional documents. I ordered the Division to determine if its files include the prospectus of Compare Generiks, Inc., and Respondent's trading blotter at Investors Associates, Inc., for the period March 1996 through September 1996. If the Division has such materials, I ordered it to provide Respondent with copies by March 17, 2004. If the Division does not have such materials, it will provide a report to that effect by the same date. In all other respects, I denied Respondent's motion to compel the production of additional documents because the documents sought are not relevant to the subject matter of the proceeding. See Rule 230(b)(1)(iv) of the Commission's Rules of Practice. After further discussion, I also granted the Division leave to file a motion for summary disposition. The following schedule will govern the proceeding:


- Mar. 17, 2004: Division to provide additional materials from its investigative file or to submit a report stating that no such materials are in its file;
- Mar. 31, 2004: Division to file and serve its motion for summary disposition and all accompanying exhibits; if the Division's submission exceeds thirty-five pages, the Division may move for leave to exceed the page limit of Rule 250(c) of

the Commission's Rules of Practice when it files its motion for summary disposition; and

Apr. 30, 2004: Respondent to file and serve his opposition to the Division's motion for summary disposition, including a memorandum of law and all accompanying declarations, affidavits, and exhibits; if Respondent's submission exceeds thirty-five pages, he may move for leave to exceed the page limit when he files his opposition.

The Division may file its optional reply to Respondent's opposition by May 10, 2004, or within seven days after receipt of Respondent's opposition, whichever is later. A telephonic status conference will be held on May 21, 2004, at 11:15 a.m. Eastern time. The Division should initiate the call and obtain a court reporter.

SO ORDERED.



James T. Kelly
Administrative Law Judge