

## **U.S. Securities and Exchange Commission**

Securities Exchange Act of 1934  
Release No. 60909/October 30, 2009

### **Report on Administrative Proceedings For Period April 1, 2009 through September 30, 2009**

Rule 900 of the Commission's Rule of Practice (17 CFR 201.900) requires the Commission's Secretary to issue a six-month status report on the Commission's administrative proceedings caseload.

The attached report identifies the number of matters pending before the administrative law judges and the Commission at the beginning of the six-month period; the number of matters instituted, filed, and disposed of during the period; and the number pending at the end of the period. For each category of decision, the report shows the median age of the matters at the time of decision and the number of matters decided within the guidelines in Rule 900 for the timely completion of adjudicatory proceedings or within the time specified in orders instituting proceedings for issuance of an initial decision, or any extension granted by the Commission. Finally, the report includes data from the previous two six-month periods.

# Report on Administrative Proceedings for the Period April 1, 2009 through September 30, 2009

## Matters Before the Administrative Law Judges

	04/01/2009- 09/30/2009	10/01/2008- 03/31/2009	04/01/2008- 09/30/2008
Number pending at start of period	25	80	32
New matters added during period	85	33	106
<b>Subtotal</b>	<b>110</b>	<b>113</b>	<b>138</b>
Dispositions:	77	88	58
Initial Decisions	16	16	10
Other dispositions (e.g., settlements, defaults) <sup>1</sup>	61	72	48
<b>Total pending at end of period</b>	<b>33</b>	<b>25</b>	<b>80</b>
Initial Decisions:	16	16	10
Median age at decision (days)	105	163	224
Number issued within guideline or specified time period	13	12	7

## Matters Before the Commission

	04/01/2009- 09/30/2009	10/01/2008- 03/31/2009	04/01/2008- 09/30/2008
<b><u>Review of ALJ Matters<sup>2</sup></u></b>			
Number pending at start of period	12	13	12
New matters added during period	4	6	5
<b>Subtotal</b>	<b>16</b>	<b>19</b>	<b>17</b>
Dispositions:			
Opinions	5	4	4
Other dispositions (e.g., dismissals)	0	3	0
<b>Total pending at end of period</b>	<b>11</b>	<b>12</b>	<b>13</b>
Opinions:			
Median age at decision (days)	211	418	374
Number decided within guideline <sup>3</sup>	3	2	0

<sup>1</sup> Includes all proceedings disposed of other than by an initial decision, including default orders that dispose of the entire proceeding.

<sup>2</sup> May include review of initial decisions, review of other non-interlocutory ALJ matters, and matters on remand from the Courts of Appeals.

<sup>3</sup> Guideline for matters appealed 7/17/03 or later is seven months, or 11 months if the Commission determines that a matter presents unusual complicating circumstances.

## Matters Before the Commission

	04/01/2009- 09/30/2009	10/01/2008- 03/31/2009	04/01/2008- 09/30/2008
<b><u>Review of Self-Regulatory Organization Decisions<sup>4</sup></u></b>			
Number pending at start of period	12	17	24
New matters added during period	4	8	5
<b>Subtotal</b>	<b>16</b>	<b>25</b>	<b>29</b>
Dispositions:			
Opinions	5	13	9
Other dispositions (e.g., dismissals, remands)	1	0	3
<b>Total pending at end of period</b>	<b>10</b>	<b>12</b>	<b>17</b>
Dispositions:			
Median age at decision (days)	266	320	268
Number decided within guidelines <sup>5</sup>	2	1	3

	04/01/2009- 09/30/2009	10/01/2008- 03/31/2009	04/01/2008- 09/30/2008
<b><u>Miscellaneous Matters</u></b>			
<b>Interlocutory Motions:</b>			
Number pending at start of period	0	0	0
Number filed during period	0	0	0
Number decided during period	0	0	0
<b>Total pending at end of period</b>	<b>0</b>	<b>0</b>	<b>0</b>
Median age at decision (days)	0	0	0
Number decided within 45 days	0	0	0
<b>Stay Requests:</b>			
Number pending at start of period	0	0	0
Number filed during period	1	7	2
Number decided during period	1	7	2
<b>Total pending at end of period</b>	<b>0</b>	<b>0</b>	<b>0</b>
Median age at decision (days)	11	12	3
Number decided within guidelines <sup>6</sup>	1	0	2

<sup>4</sup> May include matters filed pursuant to Section 11A of the Securities Exchange Act of 1934.

<sup>5</sup> Guideline for matters appealed 7/17/03 or later is seven months, or 11 months if the Commission determines that a matter presents unusual complicating circumstances.

<sup>6</sup> Guideline is either five days or 45 days from the date for opposing the motion, depending on the effective date of the order requested to be stayed.