

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549

ADMINISTRATIVE PROCEEDINGS RULINGS

Release No. 992 /October 24, 2013

ADMINISTRATIVE PROCEEDING

File No. 3-15255

In the Matter of	:	
	:	
JOHN THOMAS CAPITAL MANAGEMENT	:	ORDER
GROUP LLC, d/b/a PATRIOT28 LLC,	:	
GEORGE R. JARKESY, JR.,	:	
JOHN THOMAS FINANCIAL, INC., and	:	
ANASTASIOS "TOMMY" BELESIS	:	

The Securities and Exchange Commission instituted this proceeding on March 22, 2013. On May 13, 2013, the hearing was scheduled to commence on October 15, 2013. Thereafter, following a ninety-day continuance request from John Thomas Capital Management Group LLC d/b/a Patriot28, LLC and George R. Jarkesy, Jr. (JTCM/Jarkesy), the hearing, expected to take up to two weeks, was postponed to commence on November 12, 2013, at 26 Federal Plaza, New York, New York 10278.

The proceeding has been stayed, pursuant to 17 C.F.R. § 201.161(c)(2), as to John Thomas Financial, Inc., and Anastasios "Tommy" Belesis. John Thomas Capital Mgmt. Grp. LLC, d/b/a Patriot28 LLC, Admin. Proc. Rulings Release No. 964 (A.L.J. Oct. 16, 2013). The Division of Enforcement's (Division) request to postpone the November 12, 2013, hearing date was denied. Id.

A third prehearing conference, at which the Division and JTCM/Jarkesy appeared, was held today. JTCM/Jarkesy's Motion¹ dated October 15, 2013, and the responsive filings were considered. JTCM/Jarkesy requested expedited consideration of the Motion.

At today's prehearing conference, the undersigned made the following rulings:

JTCM/Jarkesy's request for in-person oral argument on the Motion was denied. Their arguments were fully articulated in their pleadings.

¹ The Motion is titled "Motion to Compel (1) Production of Brady and Jencks Act Material, (2) Designation of Brady and Jencks Act Material in Voluminous Records Previously Produced, (3) Certification of Brady and Jencks Act Compliance, and (4) Designation of Documents Produced in Response to Subpoenas and Document Requests; (5) Motion to Continue and Extend Time, and (6) Motion to Change Venue of Hearing."

JTCM/Jarkesy's requests "to Compel (1) Production of Brady and Jencks Act Material, (2) Designation of Brady and Jencks Act Material in Voluminous Records Previously Produced, (3) Certification of Brady and Jencks Act Compliance, and (4) Designation of Documents Produced in Response to Subpoenas and Document Requests" were denied.

JTCM/Jarkesy's request for a continuance was denied, except that the commencement of the hearing was postponed from November 12 to November 18, 2013 (at 10:00 a.m. EST). The parties have been repeatedly advised that any postponement of the hearing date beyond mid-November is inconsistent with the deadlines provided in 17 C.F.R. § 201.360(a)(2). John Thomas Capital Mgmt. Grp. LLC, d/b/a Patriot28 LLC, Admin. Proc. Rulings Release Nos. 826 (A.L.J. Aug. 30, 2013), 857 (A.L.J. Sept. 10, 2013), 862 (A.L.J. Sept. 11, 2013), 964 (A.L.J. Oct. 16, 2013).

JTCM/Jarkesy's request to change the venue of the hearing from New York City to Houston or Dallas, Texas, was denied, pursuant to 17 C.F.R. § 201.200(c)

JTCM/Jarkesy's request for certification for interlocutory review, pursuant to 17 C.F.R. § 201.400(c), of the adverse rulings was denied.

IT IS SO ORDERED.

/S/ Carol Fox Foelak
Carol Fox Foelak
Administrative Law Judge