

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

ADMINISTRATIVE PROCEEDINGS RULINGS  
Release No. 3406/December 16, 2015

ADMINISTRATIVE PROCEEDING  
File No. 3-16978

In the Matter of

BEHRUZ AFSHAR, SHAHRYAR AFSHAR,  
RICHARD F. KENNY, IV, FINELINE TRADING  
GROUP LLC, AND MAKINO CAPITAL LLC

ORDER POSTPONING HEARING  
AND SCHEDULING PREHEARING  
CONFERENCE

On December 3, 2015, the Securities and Exchange Commission issued an Order Instituting Administrative and Cease-and-Desist Proceedings (OIP) against Respondents pursuant to Section 8A of the Securities Act of 1933, Sections 15(b) and 21C of the Securities Exchange Act of 1934, and Section 9(b) of the Investment Company Act of 1940. A hearing is currently scheduled for January 11, 2016.

On December 16, 2015, the Division of Enforcement filed a motion for adjournment of hearing and scheduling prehearing conference. The Division requests that the January 11 hearing date be postponed and that a telephonic prehearing conference be scheduled for that date. The Division asserts that all of the Respondents have been served with the OIP and have been provided with the non-privileged portion of Division's investigative file pursuant to Rule 230, 17 C.F.R. § 201.230. The Division represents that counsel for the Respondents have consented to the motion and agreed with the proposed date for the prehearing conference.

The Division's motion is GRANTED. The hearing date is POSTPONED and a telephonic prehearing conference will be held on January 11, 2016, at 11:00 a.m. EST. Unless Respondents say otherwise, I construe their consent to the hearing date's postponement as a waiver of their right to a hearing within thirty to sixty days of service of the OIP. *See* 15 U.S.C. §§ 77h-1(b), 78u-3(b); OIP at 18. Counsel for Respondents are ORDERED to file notices of appearance pursuant to Rule 102(d)(2), 17 C.F.R. § 201.102(d)(2). The Division is ORDERED to file a declaration of service establishing that Respondents have been served in accordance with Rule 141(a)(2), 17 C.F.R. § 201.141(a)(2), and providing the date of service.

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Cameron Elliot  
Administrative Law Judge