

SEC
SEC-1 : WB-APP

United States Court of Appeals
FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 12th day of May, two thousand twenty.

Present:

Jon O. Newman,
José A. Cabranes,
Peter W. Hall,
Circuit Judges.

Victor Hong,

Petitioner,

v.

19-3886

United States Securities and Exchange Commission,
United States of America, United States Department of Justice,

Respondents.

The Securities and Exchange Commission (“SEC”) moves for remand for further proceedings before that agency, the Department of Justice moves to be dismissed as a respondent, and Petitioner moves for an order requiring the SEC to supplement the record on appeal. Upon due consideration, it is hereby ORDERED that the motion for remand is GRANTED, based on the SEC’s representation that it will, in good faith, proceed to issuance of preliminary and final determinations on Petitioner’s application and address his arguments regarding the record and its rejection of his application. *See, e.g., SKF USA Inc. v. United States*, 254 F.3d 1022, 1029 (Fed. Cir. 2001). It is further ORDERED that the remaining motions are DENIED as moot.

FOR THE COURT:
Catherine O’Hagan Wolfe, Clerk of Court

A True Copy

Catherine O’Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

Catherine O’Hagan Wolfe



Catherine O’Hagan Wolfe