

**UNITED STATES OF AMERICA**  
**Before the**  
**SECURITIES AND EXCHANGE COMMISSION**

**SECURITIES EXCHANGE ACT OF 1934**  
**Release No. 82590 / January 26, 2018**

**ADMINISTRATIVE PROCEEDING**  
**File No. 3-17740**

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**In the Matter of**

**Augustine Capital Management, LLC**  
**(f/k/a Augustine Capital Management,**  
**Inc.), John T. Porter, and Thomas F.**  
**Duszynski, CPA**

**Respondents.**

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**EXTENSION ORDER**

The Division of Enforcement (“Division”) has requested an extension of time until November 29, 2018 to submit a Proposed Plan of Distribution under Rule 1101(a) of the Commission’s Rules on Fair Fund and Disgorgement Plans, 17 C.F.R. § 201.1101(a).

On October 26, 2017, the Commission issued an order <sup>1</sup>(the “Order”) against Augustine Capital Management, LLC (f/k/a Augustine Capital Management, Inc.) (“ACM”), John T. Porter (“Porter”), and Thomas F. Duszynski, CPA (“Duszynski”) (collectively, the “Respondents”). The Order found the Respondents jointly and severally liable for \$685,514.73 in disgorgement and \$42,791.38 in prejudgment interest; and required ACM, Porter, and Duszynski pay a \$150,000.00, \$75,000.00, and \$50,000.00 civil money penalty, respectively. The Order also created a Fair Fund, pursuant to Section 308(a) of the Sarbanes-Oxley Act of 2002, as amended, so the penalties, along with the disgorgement and interest, paid can be distributed to harmed investors.

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<sup>1</sup> Investment Advisers Act Rel. No. 4800 (Oct. 26, 2017).

In its request for an extension of time, the Division states that additional time is needed to complete the appointment of the fund administrator in this matter and to allow for time to develop the Proposed Plan of Distribution.

Accordingly, for good cause shown, IT IS HEREBY ORDERED that the Division's request for an extension of time until November 29, 2018 to submit a Proposed Plan of Distribution is granted.

For the Commission, by its Secretary, pursuant to delegated authority.

Brent J. Fields  
Secretary