

United States Court of Appeals
for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

May 18, 2022

Lyle W. Cayce
Clerk

No. 20-61007

GEORGE R. JARKESY, JR.; PATRIOT28, L.L.C.,

Petitioners,

versus

SECURITIES AND EXCHANGE COMMISSION,

Respondent.

Petition for Review of an Order
of the United States Securities and Exchange Commission
No. 3-15255

Before DAVIS, ELROD, and OLDHAM, *Circuit Judges.*

J U D G M E N T

This cause was considered on the petition of George R. Jarkesy, Jr. and Patriot28, L.L.C. for review of a final order of the Securities and Exchange Commission and was argued by counsel.

IT IS ORDERED and ADJUDGED that the petition for review is GRANTED. The decision of the Securities and Exchange Commission is VACATED, and the cause is REMANDED to the Securities and Exchange Commission for further proceedings in accordance with the opinion of this court.

No. 20-61007

IT IS FURTHER ORDERED that each party bear its own costs on appeal.

W. EUGENE DAVIS, *Circuit Judge*, dissenting.