

**quinn emanuel trial lawyers | washington, dc**

777 Sixth Street NW, 11th Floor, Washington, District of Columbia 20001-3706 | TEL (202) 538-8000 FAX (202) 538-8100

WRITER'S DIRECT DIAL NO.  
**(202) 538-8120**

WRITER'S EMAIL ADDRESS  
**williamburck@quinnemanuel.com**

May 26, 2017

**VIA ECF**

The Honorable Dora L. Irizarry  
Chief United States District Judge  
Eastern District of New York  
225 Cadman Plaza  
Brooklyn, NY 11201

**Re: SEC v. Platinum Mgmt. (NY) LLC, et al., 16-cv-6848 (DLI) (VMS)**

Dear Chief Judge Irizarry:

We write on behalf of Defendants Mark Nordlicht and Platinum Management (NY) LLC (“PMNY”) pursuant to the Court’s March 23, 2017 Order to “state [their] position” on the letter filed by Plaintiff SEC, Dkt. No. 142. The relief Plaintiff seeks in its letter is a status conference before the Court. *Id.* at 7. Mr. Nordlicht and PMNY have no objection to that request.

Plaintiff’s letter also describes activity of the Receiver and the current state of Platinum Partners. *Id.* at 2–7. Mr. Nordlicht and PMNY have no independent basis on which to evaluate the veracity of these statements and thus take no position on them. However, to the extent Plaintiff’s letter casts aspersions on Platinum’s prior management, *see, e.g., id.* at 2, Mr. Nordlicht and PMNY reject those characterizations, which are false and misleading.

Finally, Plaintiff’s letter describes an apparent disagreement it has with the Court-appointed Receiver. *Id.* at 2–3. Although Mr. Nordlicht and PMNY no longer have any role in running Platinum Partners and thus have no basis to take a position on this dispute, they are confident that in light of the Receiver’s extensive experience and capabilities, the Receiver is far better-positioned than Plaintiff to vindicate investors’ interests.

Respectfully submitted,

/s/ William A. Burck  
William A. Burck

cc: All Counsel of Record (by ECF)

**quinn emanuel urquhart & sullivan, llp**

LOS ANGELES | NEW YORK | SAN FRANCISCO | SILICON VALLEY | CHICAGO | WASHINGTON, DC | HOUSTON | SEATTLE  
LONDON | TOKYO | MANNHEIM | MOSCOW | HAMBURG | PARIS | MUNICH | SYDNEY | HONG KONG | BRUSSELS | ZURICH