

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

PLATINUM-BEECHWOOD LITIGATION.

Civil Action No. 18-cv-6658 (JSR)

MARTIN TROTT and CHRISTOPHER SMITH, as
Joint Official Liquidators and Foreign
Representatives of PLATINUM PARTNERS
VALUE ARBITRAGE FUND L.P. (in Official
Liquidation) and PLATINUM PARTNERS VALUE
ARBITRAGE FUND L.P. (in Official Liquidation),

Civil Action No. 18-cv-10936 (JSR)

Plaintiffs,

- against -

PLATINUM MANAGEMENT (NY) LLC, *et al.*,

Defendants.

**[PROPOSED] CLERK'S
CERTIFICATE OF DEFAULT**

I, RUBY J. KRAJICK, Clerk of the United States District Court for the Southern District of New York, do hereby certify that this action commenced on November 21, 2018 with the filing of the summons and complaint (the "Trott Action") by Plaintiffs Martin Trott and Christopher Smith, as Joint Official Liquidators and Foreign Representatives of Platinum Partners Value Arbitrage Fund L.P. (in Official Liquidation), and for Platinum Partners Value Arbitrage Fund L.P. (in Official Liquidation) (together, "Plaintiffs"), a copy of which was personally served on defendant Platinum Management (NY) LLC ("Platinum Management"). *See* Trott Action, ECF No. 140.

On January 25, 2019, Plaintiffs filed a First Amended Complaint against, among others, Platinum Management. *See* Trott Action, ECF No. 159.

On February 25, 2019, Saul E. Feder, Esq. (“Feder”) filed a Notice of Appearance on behalf of Platinum Management. *See* Trott Action, ECF No. 225.

After the consolidation of the Trott Action with the related actions captioned *In re Platinum-Beechwood Litigation*, 18-cv-6658 (JSR) (together with the Trott Action, the “Consolidated Actions”), Plaintiffs filed a Second Amended Complaint (the “SAC”) against, among others, Platinum Management, on April 11, 2019. *See* Consolidated Actions, ECF No. 226.

Platinum Management was served with the SAC via an email sent on April 11, 2019 by the Court’s Electronic Case Filing System to Feder.

On August, 25, 2020, Platinum Management filed a motion seeking Feder’s withdrawal as counsel for Platinum Management (the “Motion to Withdraw”). *See* Trott Action, ECF No. 652.

Also on August 25, 2020, on a teleconference involving counsel for Plaintiffs, Feder, and others, the Court instructed Plaintiffs to move for a default of Platinum Management no later than September 11, 2020.

On August 28, 2020, the Court granted the Motion to Withdraw and relieved Feder as counsel for Platinum Management. *See* Trott Action, ECF No. 656, Consolidated Actions, ECF No. 905.

On September 11 2020, Plaintiffs filed a motion, pursuant to Federal Rule of Civil Procedure 55(a), and Local Civil Rule 55.1, for a certificate of default against Platinum Management.

I further certify that the docket entries indicate that Defendant Platinum Management has not filed an answer or otherwise moved with respect to the complaint herein. The default of defendant Platinum Management is hereby noted.

Dated: New York, New York

_____, 2020

RUBY J. KRAJICK
Clerk of Court

By: _____
Deputy Clerk