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May 2, 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 represent Defendants Mark Nordlicht and Platinum Management (NY) LLC in this matter and write pursuant to the Court's March 23, 2017 Order to "state [their] position" on the Receiver's request to enter into the Arabella Settlement Agreement, Dkt. No. 128. Mr. Nordlicht and Platinum Management (NY) LLC no longer have any role in running Platinum Partners or in managing the fund's investments, evaluating investment decisions, or negotiating settlements like the one that is the subject of the Receiver's application. They thus have no independent basis to determine whether the proposed settlement is the best alternative available. Accordingly, Mr. Nordlicht and Platinum Management (NY) LLC take no position on the request and defer to the Receiver's good judgment.

Respectfully submitted,

/s/ William A. Burck
William A. Burck

cc: All Counsel of Record (by ECF)

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