

**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**

June 30, 2017

**VIA ECF AND HAND DELIVERY**

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”) in response to the Receiver’s proposed order regarding information sharing, Dkt. No. 172. Mr. Nordlicht and PMNY share the concerns set out in Defendant David Levy’s letter, Dkt. No. 203, and oppose the Receiver’s proposed order.

Separately, we write to inform the Court that, pending the Court’s resolution of the Receiver’s motion to resign and Plaintiff’s motion to modify the receivership order, Mr. Nordlicht and PMNY hereby withdraw their partial consent to the Receiver’s request to expand the scope of the receivership, Dkt. No. 112. Mr. Nordlicht and PMNY previously consented to additional entities, including PMNY, being placed in receivership, with important qualifications to prevent Plaintiff and others from invading and abusing the attorney-client privilege. *See* Dkt. No. 120. In light of recent revelations regarding Plaintiff’s unusual and inappropriate interference with the receivership designed to impede the Receiver’s efforts to maximize value for investors, it would be contrary to Mr. Nordlicht’s fiduciary duties to these entities to consent to placing them in receivership if Plaintiff’s proposed modifications to the receivership order were granted or if Plaintiff were otherwise permitted to continue to impede the Receiver’s ability to maximize value for investors. As a result, Mr. Nordlicht and PMNY respectfully withdraw their consent pending the Court’s resolution of those matters.

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