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June 22, 2018

VIA ECF AND FEDERAL EXPRESS

Honorable Brian M. Cogan
United States District Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: SEC v. Platinum Mgmt. (NY) LLC, et al., No. 1:16-cv-06848-BMC

Dear Judge Cogan:

In compliance with Your Honor's order dated June 18, 2018, this letter is jointly submitted by, on the one hand, counsel to Melanie L. Cyganowski, the duly appointed Receiver (the "**Receiver**") of Platinum Credit Management, L.P., Platinum Partners Credit Opportunities Master Fund LP ("**PPCO**"), Platinum Partners Credit Opportunities Fund (TE) LLC, Platinum Partners Credit Opportunities Fund LLC, Platinum Partners Credit Opportunities Fund (BL) LLC, Platinum Liquid Opportunity Management (NY) LLC, Platinum Partners Liquid Opportunity Fund (USA) L.P., Platinum Partners Liquid Opportunity Master Fund L.P., Platinum Partners Credit Opportunities Fund International Ltd and Platinum Partners Credit Opportunities Fund International (A) Ltd, and on the other hand, Norman Klein, counsel to Schafer and Weiner, PLLC ("**S&W**" together with the Receiver, the "**Parties**").

The Parties propose the following discovery and briefing schedule in advance of Your Honor's consideration of the: (i) Final Application of Schafer and Weiner, PLLC for Allowance of Compensation and Reimbursement of Expenses Incurred from December 19, 2016 through June 13, 2017, Dkt. No. 326 and (ii) Receiver's Cross-Motion for Disgorgement of Previously Paid Legal Fees, Dkt. No. 329:

June 29, 2018 Deadline for Parties to exchange document demands and deposition notices.

The Parties shall limit themselves to twenty (20) separate document requests to any one recipient of such requests and/or Subpoenas Duces Tecum, other than for good cause or as otherwise agreed to by the Parties. The Parties shall provide written objections to the document requests, if any, within one week of service, and shall produce responsive documents, if any, within twenty (20) days of service of the request (which such service may be by electronic mail).



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Depositions shall be limited to three (3) per side, other than for good cause shown or as otherwise agreed to by the parties. Depositions shall be limited to seven (7) hours each and the Parties shall work in good-faith to minimize any travel necessitated by the depositions.

June 29, 2018 Deadline for Parties to commence service of Subpoenas Duces Tecum on non-parties.

July 11, 2018 Deadline for the Receiver to disclose the identity of any rebuttal expert(s). S&W may notice a deposition of such expert after the June 29, 2018 deadline for the Parties to commence service of Subpoenas Duces Tecum on non-parties, but S&W may not identify any experts in addition to Judge Stephen W. Rhodes (Ret.)

August 8, 2018 Deadline for service of the Receiver's expert(s) report(s).

August 17, 2018 Deadline for Parties to complete document discovery and depositions, other than S&W's deposition of any of the Receiver's expert(s) which must be completed by August 31.

September 7, 2018 Parties to simultaneously submit supplemental briefs of no more than fifteen (15) pages exclusive of exhibits.

With respect to all of the foregoing, the Parties will meet and confer in good-faith on any disputes. In addition, to the extent Your Honor determines to convene an evidentiary hearing as to the Application and/or Cross-Motion, the Parties shall exchange document and witness lists 20 days in advance thereof unless the hearing is scheduled in less than 20 days. In such event the exchange shall occur on a date which would provide the parties the maximum notice allowable under the circumstances.

If the foregoing meets with Your Honor's approval, the undersigned respectfully request that Your Honor "so order" this letter.



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Thank you for your continued consideration of these matters.

Respectfully submitted,

/s/ Erik B. Weinick

/s/ Norman Klein

Erik B. Weinick,
*Counsel for Melanie L. Cyganowski,
as Receiver*

Norman Klein,
Counsel for Schafer and Weiner, PLLC

cc: Melanie L. Cyganowski, Esq.
Counsel of Record via ECF