

Nathaniel J. Kritzer  
212 378 7535  
nkritzer@steptoe.com

1114 Avenue of the Americas  
New York, NY 10036  
212 506 3900 main  
www.steptoe.com

November 25, 2020

**Via ECF**

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

**Re:** *Securities and Exchange Commission v. Platinum Management (NY) LLC*,  
Civil Case No. 1:16-cv-06848-BMC

Dear Judge Cogan:

I write on behalf of Richard and Marisa Stadtmauer (together, the “Stadtmauers”) to respectfully request express permission to file a proof of claim against Mark A. Nordlicht in his individual chapter 7 bankruptcy proceeding, *In re Mark A. Nordlicht*, Case No. 20-22782-rd (Bankr. S.D.N.Y.) (the “Bankruptcy”).

On December 19, 2016, the Order Appointing Receiver (the “Receivership Order”) was entered in the above-captioned action. The Receivership Order stays “[a]ll civil legal proceedings of any nature” which involve “any of the Receivership entities” or “any of the Receivership Entities’ past or present officers, directors, managers, managing members, agents, or general or limited partners sued for, or in connection with, any action taken by them while acting in such capacity of any nature.” The Receivership Order also allows for the stay of litigation to be lifted pursuant to an order by this Court.

On June 29, 2020, Mark Nordlicht filed a voluntary petition for relief under chapter 7 of the Bankruptcy Code. The Stadtmauers have claims against Mark Nordlicht based on his personal guaranty of a promissory note issued by Platinum Partners Credit Opportunities Fund LLC and Platinum Partners Credit Opportunities Master Fund, L.P. To preserve their rights in the Bankruptcy, the Stadtmauers must file a proof of claim in that proceeding by the applicable deadline, which has been extended to December 23, 2020.

The Stadtmauers do not believe that the Bankruptcy is stayed or otherwise affected by the Receivership Order. Nonetheless, in an abundance of caution and out of respect for the Court’s order, we write to request express permission to file a proof of claim in the Bankruptcy.

Hon. Brian M. Cogan  
November 25, 2020  
Page 2

Pursuant to a letter to the Court dated November 16, 2020 (ECF No. 551), the Receiver has indicated that neither the Receiver nor the Securities and Exchange Commission oppose the relief sought herein.

I am grateful for your Honor's attention to this matter.

Respectfully submitted,

/s/ Nathaniel J. Kritzer

Nathaniel J. Kritzer

*Attorney for Richard Stadtmauer and  
Marisa Stadtmauer.*