

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

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SECURITIES AND EXCHANGE COMMISSION, :

Plaintiff, :

-v- :

PLATINUM MANAGEMENT (NY) LLC; :
 PLATINUM CREDIT MANAGEMENT, L.P.; :
 MARK NORDLICHT; :
 DAVID LEVY; :
 DANIEL SMALL; DEAN GRAYSON as :
 representative of the estate of Uri Landesman; :
 URI LANDESMAN; :
 JOSEPH MANN; :
 JOSEPH SANFILIPPO; and :
 JEFFREY SHULSE, :
 Defendants. :

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No. 16-CV-6848 (BMC)

ORDER GRANTING RECEIVER’S OMNIBUS MOTION TO CONFIRM RECEIVER’S DETERMINATIONS AS TO (1) CLAIMS 282-301 FILED BY DAVID LEVY, (2) CLAIMS 313-322 FILED BY WILSON SONSINI GOODRICH & ROSATI, P.C., (3) CLAIMS 156, 329 AND 330 FILED BY FORD O’BRIEN LLP, (4) CLAIMS 24 AND 227-232 FILED BY DANIEL SMALL, AND (5) CLAIMS 37-38 AND 41-42 FILED BY RICHARD SCHMIDT, AS TRUSTEE OF THE BLACK ELK ENERGY OFFSHORE OPERATIONS, LLC LITIGATION TRUST

THIS MATTER coming before the Court on the motion (the “*Motion*”)¹ by Melanie L. Cyganowski, as Receiver (the “*Receiver*”) for Platinum Credit Management, L.P., Platinum Partners Credit Opportunities Master Fund LP, 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

¹ Capitalized terms not otherwise defined herein shall have the meaning ascribed to such term in the Memorandum of Law in Support of the Motion.

Partners Credit Opportunities Fund International Ltd, and Platinum Partners Credit Opportunities Fund International (A) Ltd (collectively, the “*Receivership Entities*”), for the entry of an order pursuant to Section IV(A) of the Claims Process Order, disallowing: (i) Claims 282-301, filed by David Levy; (ii) Claims 313-322, filed by David Levy’s counsel, Wilson Sonsini Goodrich & Rosati, P.C.; (iii) Claims 156, 329 and 330, filed by Ford O’Brien LLP; (iv) Claims 24 and 227-232, filed by Daniel Small; and denying the priority request with respect to (v) Claims 37-38 and 41-42, filed by Richard Schmidt, as trustee of the Black Elk Energy Offshore Operations, LLC Litigation Trust; and upon the Declaration of the Receiver in Support of the Motion, together with the exhibits annexed thereto; and upon the Declaration of Trey Rogers in Support of the Motion, together with the exhibits annexed thereto; and upon the Memorandum of Law in Support of the Motion; and upon due notice, and after due deliberation and for sufficient cause shown, it is hereby

ORDERED, that the Motion is granted in all respects; and it is further

ORDERED, that any objections to the Motion are overruled; and it is further

ORDERED, that the Receiver is authorized to take all actions necessary or appropriate to effectuate the relief granted in this Order in accordance with the Motion.

Dated: December 7, 2021
Brooklyn, New York

Digitally signed by
Brian M. Cogan

THE HON. BRIAN M. COGAN
UNITED STATES DISTRICT JUDGE
EASTERN DISTRICT OF NEW YORK