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February 27, 2024

VIA ECF

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

Re: *SEC v. Platinum Management (NY) LLP, et al., 16-cv-6848*

Dear Judge Cogan:

We represent Daniel Small in the above-captioned matter. We write to respectfully request an adjournment of the oral argument on the Platinum Receiver's Omnibus Motion that was rescheduled this morning for February 29, 2024 at 3 p.m. to another date and time that is convenient for the Court as promptly as possible. (*See* Feb. 27, 2024 Text-Only Rescheduling Order.) Counsel for both Mr. Small and Mr. Levy have scheduling conflicts in other matters during the afternoon of February 29. We have conferred with counsel for the Receiver, the Trustee of the Black Elk Energy Offshore Operations, LLC Litigation Trust, and Mr. Sanfilippo, none of whom have an objection to this request. Other counsel similarly respectfully request that the oral argument be rescheduled for a date and time that is convenient for the Court as promptly as possible, hopefully within the next two weeks.

We thank the Court for its consideration.

Respectfully submitted,

/s/ Seth L. Levine
Seth L. Levine

cc: All Counsel of Record (via ECF)