

Montreal, March 16, 2020

BY EMAIL

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Justice Daniel Dumais, j.c.s.
Superior Court of Quebec
300, Jean-Lesage boulevard, suite R-303
Quebec (Quebec) G1K 8K6

Re: Autorité des marchés financiers et al. vs. Dominic Lacroix
Court number: 200-11-025040-182
Our file: T1014331.1

Dear Mr. Justice Dumais,

Further to the March 2, last case management conference call, we wish to confirm that the SEC's position with respect to the interim receiver's motion for declaratory judgement is the following.

The SEC continues to have an interest in these proceedings insofar as it is considering recommending to the Court in *SEC v. PlexCorps, et al.*, 17-cv-07007-CBA-RML (E.D.N.Y) that its collections on the final judgment entered in that case (the "U.S. Funds") be sent to the interim receiver for distribution. The SEC takes no position on the pending motion seeking to allow the Intervening Creditors' claims under the proposed distribution plan, deferring to the Court and the laws and precedent of the forum. The SEC does, however, request express confirmation that, regardless of the ruling, the U.S. Funds will be used only for to compensate investors in PlexCoin, as currently defined in the Plan, and not to compensate, or pay any costs associated with the distribution of estate assets to, others, including the Intervening Creditors.

Trusting the whole is to your satisfactory, we remain,

Yours truly,



Gowling WLG (Canada) S.E.N.C.R.L., s.r.l.

Guy Poitras
GP/sm