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7 **UNITED STATES DISTRICT COURT**
8 **SOUTHERN DISTRICT OF CALIFORNIA**

9 SECURITIES AND EXCHANGE COMMISSION,
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11 Plaintiff,

12 vs.
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ELIZABETH A. DRAGON,
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15 Defendant.
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Case No. 10cv1186 JLS (POR)

**NOTICE OF NO FURTHER ACTION
BY PLAINTIFF SECURITIES AND
EXCHANGE COMMISSION**

1 Plaintiff Securities and Exchange Commission (the "Commission") hereby files a Notice of No
2 Further Action regarding Defendant Elizabeth A. Dragon.

3 1. On June 2, 2010, the Commission filed a complaint against Dragon for violations of the
4 anti-fraud provisions of the securities laws. On June 8, 2010, the Court entered a Judgment of
5 Permanent Injunction and Other Relief as to Dragon, which ordered Dragon to pay a civil penalty, the
6 amount of which was to be determined by the Court upon motion of the Commission. The Court set a
7 hearing on the amount of the civil penalty to be held on August 25, 2010. On July 2, 2010, the parties
8 jointly requested that the Court vacate the hearing on the amount of Dragon's civil penalty, indicating
9 that the Commission's recommendation regarding Dragon's civil penalty would be informed by
10 Dragon's cooperation in the Commission's ongoing investigation regarding certain disclosures made
11 by Sequenom, Inc. ("Sequenom"), and that the Commission was not able to fully evaluate the quality
12 of Dragon's cooperation at that time. On July 7, 2010, the Court vacated the August 25, 2010 hearing
13 and directed the Commission to file a status report with the Court by December 30, 2010, concerning
14 Dragon's cooperation and whether the Commission could recommend a civil penalty amount to be
15 paid by Dragon at that time.

16 2. On December 17, 2010, the Commission filed a status report stating that its
17 investigation regarding Sequenom was ongoing, and that it would not be able to fully evaluate the
18 quality of Dragon's cooperation until after the investigation and any related litigation had been
19 resolved.

20 3. On February 26, 2011, Dragon died due to a cancer-related illness. Given Dragon's
21 death, the Commission will not seek a civil penalty from Dragon.

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1 4. The Commission hereby provides notice to the Court that it will seek no further relief
2 with respect to this matter and respectfully requests that the Court deem the Judgment of Permanent
3 Injunction and Other Relief as to Dragon entered June 8, 2010 the Final Judgment in this action.

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6 Respectfully submitted,

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8 DATED: September 15, 2011

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