

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

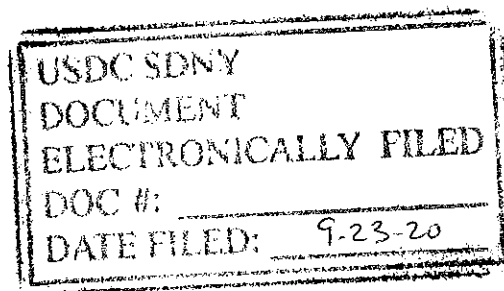
v.

MAREK LESZCZYNSKI,  
BENJAMIN CHOUCANE,  
GREGORY REYFTMANN,  
and HENRY A. CONDRON,

Defendants.

Case Number:

12 Civ. 7488 (JFK)



**NOTICE THAT PLAINTIFF WILL NOT SEEK A CIVIL MONETARY PENALTY  
AGAINST DEFENDANTS MAREK LESZCZYNSKI, BENJAMIN CHOUCANE, OR  
HENRY CONDRON**

Plaintiff United States Securities and Exchange Commission (“Plaintiff” or “Commission”) hereby notifies the Court and Defendants Marek Leszczynski (“Leszczynski”), Benjamin Chouchane (“Chouchane”), and Henry Condron (“Condron”) (collectively “Defendants”) that Plaintiff will not seek a civil monetary penalty against those Defendants in this matter. Defendants each consented to the entry of Judgment against them in this case. (Dkt. 38-40). In consenting to these Judgments, Defendants agreed to cooperate with the Commission’s investigation and related enforcement action. Defendants also acknowledged that, based on their cooperation, the Commission was not seeking a civil monetary penalty against them at the time the Judgments were entered. *See* Consent of Marek Leszczynski at ¶¶ 4-5, attached to Judgment, Dkt. 38 at 6-7; Consent of Benjamin Chouchane at ¶¶ 4-5, attachment to

Judgment, Dkt. 39 at 6-7; Consent of Henry Condron at ¶¶ 4-5, attached to Judgment, Dkt. 40 at 6-7. As envisioned by the Consents, Section IV of each of the Judgments against Defendants authorized the Commission, in its discretion, to petition the Court to order a civil penalty at a future time if Defendants did not cooperate fully and truthfully. *See* Judgment as to Marek Lesczczynski, Dkt. 38, at 3; Judgment as to Benjamin Chouchane, Dkt. 39, at 3; Judgment as to Henry Condron, Dkt. 40, at 3.

The civil action and related administrative proceeding have now concluded, and Defendants have completed any required cooperation. The Commission hereby provides notice that it will not seek a civil penalty against these Defendants.

Respectfully submitted,

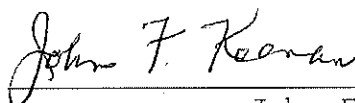
By: S/John V. Donnelly III  
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September 21, 2020

SO ORDERED.

Dated: New York, New York  
September 23, 2020



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John F. Keenan  
United States District Judge