



NEW YORK
REGIONAL OFFICE

UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
BROOKFIELD PLACE, 200 VESEY STREET, SUITE 400
NEW YORK, NY 10281-1022

July 19, 2021

Via ECF

Hon. Analisa Torres
United States District Judge
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, NY 10007-1312

Re: SEC v. Carroll, et al.;
No. 19 Civ. 7199 (AT)

Dear Judge Torres:

Plaintiff Securities and Exchange Commission (the “Commission”) respectfully submits this letter as directed by the Court’s Order entered June 28, 2021 (DE 63).

The Commission has determined to dismiss its pending claims against Defendants Carroll and Pappagallo, and is submitting a Notice of Voluntary Dismissal as to both of them pursuant to Fed. R. Civ. P. 41(a)(1)(A). With respect to Defendants Splain and Mortimer, who have each already consented to the entry of Judgments against them imposing full injunctive relief (DE 10; DE 9), the Commission has determined to seek no monetary relief against either of them.

If acceptable to the Court, the Notice of Voluntary Dismissal of Defendants Carroll and Pappagallo will end the litigation of this matter.

Respectfully submitted,

s/ Nancy A. Brown

Nancy A. Brown
Senior Trial Counsel

cc: All Defendants via ECF