February 10, 2015

The Office of the Secretary
Securities and Exchange Commission
100 F Street, NE
Mail Stop 1090 – Room 10915
Washington, DC 20549

Attn: Jill M. Peterson, Assistant Secretary

RECEIVED
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OFFICE OF THE SECRETARY

2-15601

Re: Disciplinary Proceeding No. 2008011762801

Mitchell H. Fillet Application for Review of Disciplinary Action Taken by FINRA

Dear Assistant Secretary Peterson:

On or about December 4^{th,} of 2014, I sent you a letter asking that The Commission get to a decision regarding my appeal for relief from FINRA's findings in the above referenced case. My goal is to see FINRA's unsupported decision against me overturned or get me to a point where I can appeal their rulings in a court of law, which is the last stage of appeals open to me under FINRA's regulations. If necessary, I plan on appealing that decision to the Second Circuit. I just wanted to point out to you that a very recent ruling by that court (US v Newman, et al., December 10, 2014) in an insider trading case clearly establishes the legal tenet of personal and financial gain in these sorts of crimes. If you look over all of the pages of testimony in my case, it is clear that I received NO financial gain from the Malkin loan and neither did anyone at my firm. This appears to be in line with the legal tenet that is an important part of the decision in that case.

I fully recognize the workload at The Commission, as well as the relative unimportance of this case, but it is now almost one year since I made this appeal, and I am pleading with you to get to a decision regarding my case so that I can start to rebuild my life before I am too old.

Thank You.

Sincerely,

Mitchell H. Fillet

There Hotels