

**Respondent's Motion To Terminate Proceedings due to Enforcement Destruction of Evidence re: Feathers 3-15755**

Respondent received from Enforcement a U.S. Postal Service mailing on, or about 8-4-20. That mailing contained an Enforcement civil brief (CV12-03237-EJD) titled "Plaintiff Securities and Exchange Commission's Statement of Nonopposition" to "...destroy the Receivership Entities' documents and records" (Docket 1279).

Respondent has already presented evidentiary materials to this court that Enforcement knowingly produced to civil court false (which Enforcement has not refuted) and grossly financial illustrations about Respondent's companies. These were sealed, *prima facie*, and *ex parte*. Enforcement CPA's falsely constructed these financial illustrations by the score and with the pejorative word Ponzi used scores of times with their own false numbers. Enforcement employed *judicial deception* to support a request for a seizure with false financial claims and false "ponzi" characterizations successfully employed for the taking of Respondent's personal assets and his companies with value of \$50,000,000, *including \$15,000,000 of cash at the time of their seizure*, as a ready, and substantial, source of cash to be used to pay a federal equity receiver who accepted his position under false pretense of being a "licensed CPA". In fact, SEC's receiver never held a license, or even an accounting degree, but that did not stop him from falsely advertising himself as a "licensed CPA" right before his first SEC appointment, the first of many of SEC appointments to follow.

Now, that Receiver chosen by SEC, at Enforcements' bequest, on appearance, is asking for permission to destroy the books and records of Respondent's companies, all because it is costing him \$150 per month to store these, and despite his documented prior billings and gross revenues from Respondent's companies of \$5,000,000. By strategy, through malice, fraud on the court, and judicial deception, Enforcement will do whatever is necessary to gain a favorable outcome. And, it will employ its normal strategy when it "answers" this motion to say that "Respondent is a felon", or that "Respondent conjures conspiracy theories". About the only response left for Enforcement at this point is to state that Respondent is now "making a mountain out of a molehill" of the fact that an attempt is being made now to destroy all of Respondents books and records for his companies. **Because it is costing \$150 per month to store them, as argued by SEC's receiver in his pleadings.** Isn't that sum of money just chump change when compared to the fact that SEC brought about a seizure of \$50,000,000 from private citizens? The Stalker Report demonstrates validity to Respondent's assertion. Oh, yes, Enforcement is trying its hardest to make sure that report is never accepted by the court, either.

Little by little Enforcement has robbed Respondent of his private due process rights. Now, Enforcement is supporting the destruction of evidence. Respondent, the court, and the public have been, and continue to be harmed by Enforcement's actions. These hearings should now be terminated while Respondent is allowed to pursue a Rule 60 challenge in civil court on the prior adverse summary judgement against him. And, the conduct of Enforcement personnel should be referred by this court to the U.S. Attorney.

Resp.

Mark Feathers, *pro se*, Respondent

8-6-20