

Response to Order of The Secretary for an "Essay to 5,000 words long" in the Matter re: Feathers 3-15755

The Commissioner's of the SEC have delegated to their Secretary responsibility for inviting Respondent to pen up to 5,000 words as to why Respondent should be allowed to present at the Commission's trial against him audits, reports, investigations, memorandums, etc., of the Federal Deposit Insurance Corporation ("FDIC").

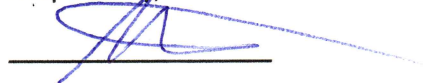
Let's start, and end, with an argument for "common sense". If FDIC has materials it holds about Respondent, the public should be allowed to see those material, because not only Respondent, but the public benefits through transparency of all federal agencies. Through this point, the Commission's Division of Enforcement ("DOE") has been allowed to argue "privilege" and similar nonsense. The Commission's court at first was inclined to agree with Respondent that these materials might assist his "*Steadman Factors*" defense. So, due to that, on appearance, the judge was changed, because that's what corrupt senior bureaucrats in federal agencies do (those bureaucrats who hold substantial amounts of authority, and hold almost impenetrable immunity from civil and criminal prosecution). The Commission's new judge appears not so inclined as to allow materials into court from FDIC. Simple facts are, undisputed by DOE only because it cannot be disputed, is that Respondent was approved in 2011 by FDIC as a director for a troubled bank operating under an FDIC Memorandum of Understanding ("MOU"). What exactly does that mean? That means that Respondent had to go through even more rigorous review than is typical, for, appointments to non-troubled banks do not need regulatory approval, just notification, but appointments to troubled banks receive very close scrutiny.

FDIC vetted Respondent, his personal financial affairs, his business financial affairs (including his investment funds and their audited financial statements and their offering documents). Yet, just months after his appointment, and based upon the same information, SEC submitted a sealed *ex parte prima facie* seizure request which relied wholly upon sealed false, highly misleading, and grossly pejorative financial illustrations and financial characterizations of Roger Boudreau, CPA, and Susan Hannah, Esq., in order to cause onto Respondent a surprise, and irreversible, seizure of Respondent's personal assets and his companies from himself and his three hundred investors. Boudreau and Hannan are now retired, so they have no fears of prosecution any longer. Respondent was required by the DOJ and the U.S. Attorney to rescind his civil action against Boudreau to be offered a "plea" after he had been already rotting for a year in maximum security prison, cohabitating with gang bangers, Hells Angels, drug, sex, and weapons traffickers, etc. The only criminal still involved in these matters is John Bulgozdy, Esq. What is the disconnect here between federal agency FDIC's approval for Respondent as a bank director, and federal agency, SEC, and their actions, ongoing for almost a decade now, to destroy Respondent's life? How many times does SEC, at taxpayer expense, seek to drive their vehicle again and again over the roadkill they have created? The disconnect between FDIC and SEC is that SEC officers, not FDIC's officers, employed fraud on the court and judicial deception in order to successfully have Respondent's personal assets and companies seized. Respondent has already argued these matters in prior OIP filings, so he's not going to repeat these again. Commissioner's, please have those that you delegate authority to verify such assertions of Respondent. In fact, after you do that, why don't you refer these matters to your own OIG, and their financial experts?

When Respondent loses these proceedings, due to the whim of whatever decisions are made by this court, and whatever legal opinions it cites to support its whim, there's a good chance that the 9th Circuit will then dismiss these matters also, citing whatever legal opinions its senior clerks to its politically-appointed-and-therefore-past-well-connected honorable judges come up with, as well. The Commission engaged in its Ponzi-wars after Madoff. Commission employees engaged in their own crimes during that period. At some point Respondent may accept the fact that he's just collateral damage of those wars, and move on with life. Not yet, though.

Common sense dictates that FDIC, as well as SBA, should be required to turn over their materials to Respondent. And logic, too. But, "independent" executive branches and the judiciary are not so independent. They're at times quite close brothers-in-arms, actually. That's too bad. Rome fell, in part, due to similar governmental structure.

Respectfully,



Mark Feathers, *pro se*, Respondent

Dated 7-18-20