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OFFICE OF THE SECRETARY

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

Received
NOV 10 2014

Office of Administrative
Law Judges

ADMINISTRATIVE PROCEEDING)
File No. 3-15900)
In the Matter of:)
JOHN BRAVATA,)
ANTONIO BRAVATA,)
Respondents.)

Hon. CAROL FOX FOELAK ALJ

FOURTH REQUEST FOR ISSUANCE OF SUBPEONA

IN DEMAND FOR DOCUMENTS AND GOVERNMENTS FAILURE TO PRODUCE AS REQUIRED

Now Comes JOHN BRAVATA and ANTONIO BRAVATA Jointly and severally once again asking that this Administrative Proceeding issue subpoena's for the specific documents the Respondants have requested. This Administrative Court has issued an order to the SEC to provide all "Investigative files" to the Respondants so they can properly defend themselves in these matters at hand. The SEC has attempted to use procedural processes to deny the Respondants the ability to obtain the information needed to defend themselves from the allegations brought forward.

The Administrative Judge made an order requiring the SEC to produce records to the Respondants. The Respondants have in writing, specifically asked for very specific documents to back up the allegations for which they relied upon as the foundation of their claims.

The SEC todate has provided a disk with millions of pages of discovery information in an attempt to satisfy the requirement set by this Administrative Court. But the SEC has failed to produce any of the requested documents needed to show standing and jurisdiction, as well to show the proofs and documents for which they are relying on to support the allegations for which they bring to this Court.

Respondant has requested through this Court, as well as in a Civil Law Suit against the SEC under the Privacy Act 5 USC § 552a, and the SEC has refused to turn over such documents. Even though the SEC claims in this Court that it is the Respondants who are delaying and they have provided all information to the Respondants, this is false.

On October 22, 2014 Respondants received a letter from the SEC FOIA Lead Research Specialist (Exhibit 1). This letter clearly shows the admission of the SEC that infact they did receive a request from the Respondants formally requesting the documents for which we have asked this Court to also produce on June 20, 2014. Under the Privacy Act, the law is clear, that any governmental agency who holds records on a United States Citizen, and uses those records in any detrimental way against a citizen must produce those records within 10 days. As of today, October 29, 2014 no such records have been turned over. Instead of producing the very records to show how they are relying on for Standing and Jurisdiction, and the records for which they rely upon to make such false allegations, the SEC and so far this Court, is attempting to allow the SEC to avoid the laws of the United States. The Letter (Exhibit 1) admits that they have infact received the request, and have NOT to date replied to it. Instead the SEC claims the Respondant did not properly sign a sworn statement to identify himself. But if the Court looks at the attached request under the Privacy Act by the Respondant, the Court

will see that above the signature on page two of the document the Respondant infact does have such statement. The SEC has claimed here, and attempts to claim in the response to the Privacy Act which is 4 months past the deadline to produce, that the Respondant has to follow the "SEC" guidelines to obtain this information and has bombarded the Respondants with piles of useless data once again. The Respondant will make clear once again our position to this Court and to the SEC. The Respondants are under no obligation what so ever to follow ANY rules, regulations or administrative proceedings of the SEC. The Privacy Act, which is enacted by Congress does not allow "Agencys" to avoid the law and guidelines of the Privacy Act by setting up their own maze for United States Citizens to follow. The Respondants claim, and continue to Claim that the SEC has no authority, no Standing, no Jurisdiction over the Respondants. And until such time the SEC produces the documentation to show HOW they are relying on Standing and Jurisdiction, they have no power over the Respondants in this case.

The record is clear and once again the Respondants, through admission of the SEC themselves, have admitted they have NOT produced any of the documents requested by the Respondants and due to them in order to satisfy the legal requirements as well as due process.

The Respondants request that this Court issue subpoenas for the very limited, specific documents outlined in previous motions which to date have not been produced. Those documents are as follows:

1. Respondent has requested the investigative documents which the Division relied upon to come to the conclusion that JOHN BRAVATA and ANTONIO BRAVATA were somehow regulated in the first instance by the SEC and subject to their rules and regulations as a PRIVATE Business and a

PRIVATE Citizen. To date, in every forum, the SECD has failed to provide such discovery even when mandated under the Privacy Act to do so. In fact, when the SEC/Division had an opportunity to provide such in the criminal trial, SEC attorney Jonathon Polish dropped the charges because they could not prove jurisdiction and standing.

2. Respondents request all records for which the SEC relied upon to come to the conclusion that Respondants were running a "Ponzi Scheme". Clearly these records exist if the Division is going to make such accusations? Clearly the Respondent is permitted prior to defending such allegations to view and inspect such documents if they exist?

3. Respondent has asked for the investigative records for which the Division relied upon that backs their position that JOHN BRAVATA and ANTONIO BRAVATA "stole", "depleted", "embezzled", or illegally used \$50 Million dollars of investors money? Where are these specific documents for which they relied upon and continue to rely upon when asking this Court for summary judgement?

4. Respondents request the investigative records for which the Division relied upon and asks this Court to rely upon where JOHN BRAVATA and ANTONIO BRAVATA used investors proceeds in thier PRIVATE business improperly, against the legal contracts, operating agreements and Private Placement Memorandums to use such proceeds to purchase "Luxury items".

5. The Records for which the SEC relied upon to claim the BRAVATAS moved investor money to offshore accounts. What specific record did the SEC see and review that lead them to make those false, improper, unauthentic accusations?


6. What record the SEC is relied upon to say that the company was started in May of 2006 with Roman Kuzma, and that JOHN BRAVATA used, improperly Inestor money of BBC to buy a ferrari?

The Respondents request this Court once again to order the SEC to provide the very basic, simple documents as requested. It should be clear to this Court that the fact we are fighting for months over very simple issues such as "what specific record" they can produce to back up their allegations should be all telling to this Court.

Respondent request this Administrative Court either on the record for the SEC to produce documents requested by issuance of a subpoena or to deny the Respondents the right to view the documents so that the Respondent can file with the Court of Appeals to demand such documents.

Respectfully submitted,


John Bravata


Antonio Bravata

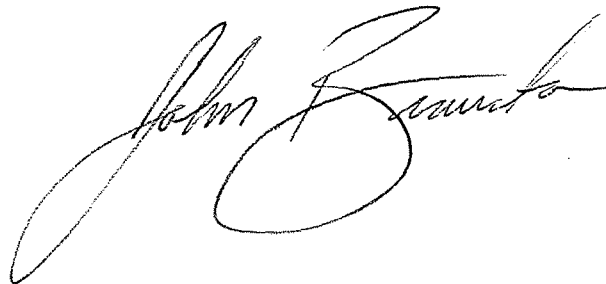
October 27, 2014

PROOF OF SERVICE

This is to certify that a true and correct copy of the within submission was provided this day via usps fcm prepaid by placing in the mail at jail to all parties in and of interest at their legal residences of record cited for use in notification as to these matters. 28 USC 1746 (MailBox Rule) also ECF/CF upon receipt is inevitable.

October 27, 2014

John Bravata 

Securities and Exchange Commission
100 F. Street NE
Washington, DC 20549
Felecia Taylor
FOIA Lead Research Specialist

RE: Privacy Act, 5 U.S.C. § 552a
Request No. 15-00007-FOPA

Dear SEC, Felica Taylor,

This letter is in response to your October 22, 2014 letter to my request under the Privacy Act. This letter is to clarify and make clear to you and the Agency my request once again. First, I want to make sure as stated in previous letters and request from me that is is NOT a request under the FOIA Act. This is a specific request under the Privacy Act.

As you are aware, under the Privacy Act, any agency who holds records on a United States Citizen and uses those records in an adverse determination must comply strickly to 5 U.S.C. § 552a. The law is clear that under 5 U.S.C. § 552a subsection (b),(c),(d) states that upon request by the individual to gain access to his records or to any information pertaining to him which is contained in the system, permit him and upon his request to inspect such records. The Agency has 10 days of such request to acknowlege in writing such receipt and promptly make any correction of any portion thereof which the individual believes is not accurate, relevant, timely, or complete.

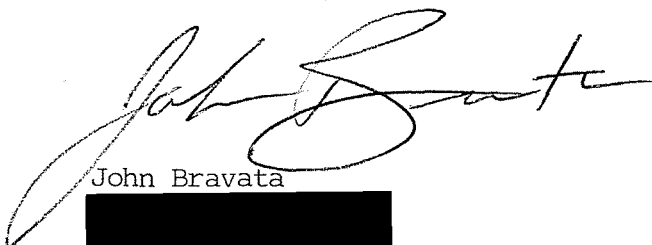
I have requested ANY records in which this Agency holds on Myself. The letter you furnished states that I need to abide by SEC rules C.F.R. § 200.303 and specifically name your system for which I want information. Let me make my position clear. I am not regulated by the SEC. I am under NO obligation to abide by any SEC rules or regulation. I have filed this request under the Privacy Act as a Citizen of the United States. As such pleas forward me or make available ANY records for which ANY of your systems contain the name JOHN BRAVATA. Your agency has infact provided false, improper, fraudulent records which have been used in an adverse determination against me. You are now 4 months past due of providing the records. Which means ANY records which the agency holds which contains information, or mentions JOHN BRAVATA.

Your Letter contains information which needs to be clarified. You allege in your letter that I did not include a first party authorization necessary for continued processing of a request under the Privacy Act. Please note that under the Privacy Act, 5 U.S.C. § 552a(b), "No agency shall disclose any record which is contained in a system of records by any means of communication to any person, or to another agency, except pursuant to a written request by, or with the prior written consent of, the individual to whom the record pertains..." I have infact given you a written request which you have included in your letter as the June 20, 2014 letter. You have said I did not sign or authorize by submitting a sworn statement signed under penalty of perjury, dated, and in specific form you outlined in your October letter. But page 2 of the request I sent infact I did sign properly and sworn under pentalty and perjury.


I declare once again under penalty of perjury under the laws of the United States of America that the foregoin is true and correct. This was done on the certificat of identification which you enclosed back to me.

Lastly you stated Under your 17 CFR 200.303(a)(1) request that I identify the systems in which to identify such records. I will once again state my position is that I am not required to follow any of your rules, procedures, or requirements. I have asked you for every record for which you hold on me. That is a simple, clear request. I dont care what systems they are on. Or in what format you hold such records. I have, under the Privacy Act, as a PRIVATE citizen, one NOT regulated by you or your agency requested All records for which you hold with the search of JOHN BRAVATA of JOHN BRAVATA.

I await the requested documents which have been requested.



John Bravata



October 27, 2014



UNITED STATES
SECURITIES AND EXCHANGE COMMISSION

STATION PLACE
100 F STREET, NE
WASHINGTON, DC 20549-2736

Office of FOIA Services

October 22, 2014

Mr. John Bravata, [REDACTED]

[REDACTED]

RE: Privacy Act, 5 U.S.C. § 552a
Request No. 15-00007-FOPA

Dear Mr. Bravata:

This letter is in response to your request dated June 20, 2014, and received in this office on October 20, 2014, for access to any and all information the SEC has in its files relating to John Joseph Bravata. Your letter dated June 20, 2014 was forwarded to the FOIA Office by the Office of the General Counsel on October 17, 2014. Please be advised that your original letter was not received by our office, as it appears to have been misdirected because the letter did not reflect the correct mailing address for the SEC.

As stated in our previous letter of June 18, 2014, we have determined that you have not included the first-party authorization necessary for continued processing of a request under the Privacy Act. Please note that under the Privacy Act, 5 U.S.C. § 552a(b), "*[n]o agency shall disclose any record which is contained in a system of records by any means of communication to any person, or to another agency, except pursuant to a written request by, or with the prior written consent of, the individual to whom the record pertains...*"

Note that this is not a denial of your request for records. In order to obtain the subject records, you must adhere to the SEC's regulation at 17 C.F.R. § 200.303 pertaining to the release of records under the Privacy Act, as described in the excerpt below.

17 C.F.R. § 200.303 - Times, place and requirements for requests pertaining to individual records in a record system and for the identification of individuals making requests for access to the records pertaining to them.

October 22, 2014

Page 2

(4) Method for verifying identity by mail. Where an individual cannot appear at one of the Commission's Offices to verify his or her identity, he or she must submit, along with the request for information or access, a statement attesting to his or her identity. Where access is being sought, the statement shall include a representation that the requested records pertain to the individual and a statement that the individual is aware that knowingly and willfully requesting or obtaining records pertaining to an individual from the Commission under false pretenses is a criminal offense. This statement shall be a sworn statement, or in lieu of a sworn statement, an individual may submit an unsworn statement to the same effect if it is signed by him or her as true under penalty of perjury, dated, and in substantially the following form:

- (i) If executed outside the United States: "I declare (or certify, verify, or state) under penalty of perjury under the laws of the United States of America that the foregoing is true and correct."

Executed on (date) _____

(Signature)

- (ii) If executed within the United States, its territories, possessions, or commonwealths: "I declare (or certify, verify or state) under penalty of perjury that the foregoing is true and correct."

Executed on (date) _____

(Signature)

Further, as stated in our June 18, 2014 letter, your request is unclear as to which records you are seeking from the SEC. Under 17 C.F.R. § 200.303(a)(1) "[e]ach request by an individual... for access to any record pertaining to the individual that is maintained by the SEC in a system of records, shall include such information as will assist the SEC in identifying those records as to which the individual is seeking information or access. Where practicable, the individual should identify the system of records that is the subject of his request by reference to the SEC's notices of systems of records." For your convenience, I have attached copies of the SEC's notices of systems of records that you can use to identify

Mr. John Bravata,
October 22, 2014
Page 3

15-00007-FOPA

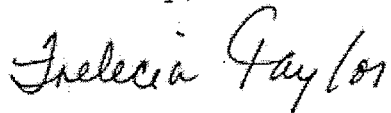
the system(s) of records that are the subject of your request. However, please note this information can also be found on the SEC's website at <http://www.sec.gov/about/privacy/secprivacyoffice.htm>.

Unless we receive an appropriate statement executed by yourself which expressly identifies the records requested, including the relevant systems of records, we cannot process your request. In addition, please provide a copy of your photo identification in order for this office to verify your identity. Once we receive this proof of identity and description of records, we will then continue processing your Privacy Act request.

Please provide such documentation to this office by **November 19, 2014**. If we do not hear from you by that date, we will assume that you are no longer interested in the records and we will close your request without further notice to you.

If you have any questions, please contact me at taylorf@sec.gov or (202) 551-8349. You may also contact me at foiapa@sec.gov or (202) 551-7900.

Sincerely,



Felecia Taylor
FOIA Lead Research Specialist

Enclosures
Request and System of Notices

FINAL NOTIFICATION OF VIOLATIONS OF COMMONLAW
JURAL RIGHTS & SEC LAWS & REGULATIONS
REGARDING CLASSIFICATIONS OF UNREGULATED PERSONS

FROM JOHN J. BRAVATA

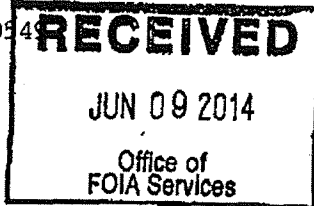
VIA USPS FCM PREPAID 5/14/14

14-00067-FOIPA

PRIVACY ACT CHALLENGE TO INACCURATE RECORDS
AND INCOMPLETE DUE PROCESS OF THE LAW VIOLATIVE FILES AND DECISIONS

TO: CHIEF ADMINISTRATOR
SECURITIES & EXCHANGE COMMISSION
100 F St, NE
Washington, DC 20549

NOTICE OF PENDING LITIGATION/ENFORCEMENT
&/OR REVIEW OF AGENCY ACTION



REGARDING INACCURATE RECORDS DEMANDING
COMMONLAW INSPECTION AND/OR CANCELLATION

Sir(s):

Please find on the reverse side identification form signed.

I hereby notify this authority that Your records contain harmful, injurious, inaccurate records-based, decisions which the Undersigned subject individual has not been permitted to participate in. Moreover, such records and files include a presumption and presupposition that due process of law as prescribed by law was afforded when in fact it has not been. Accordingly, as is My right, I respectfully demand that You provide disclosures of all of Your records and files for inspection and if You would assert any exceptions applicable to You it is further demanded that You comply with and state compliance with all prerequisite conditions and acts to assert such exemptions from Privacy Act requirements. The states deem these organizations businesses where they have and maintain inaccurate records on a subject individual other than Yourselves. This is the accusation present here.

That being the case, thank you in advance for Your response within 10-30 days and be advised that I have been the victim of adverse determinations and decisions based on Your inaccurate records and those of others. Further You have disseminated such records and obtained such records under false pretenses and for uses not authorized by law.

Note: Presenters authority is 552a PRIVACY ACT codified embodying Commonlaw Jural Rights to inspection and to have incorrect records corrected.

Specifically, JOHN J. BRAVATA has been wrongly and improperly classified for some time in records and files as "unregistered broker" within the meaning of 15 USC 77e(a) & (c) and thusly violating Section 5(a) and 5(c) of the Securities Act. However, BRAVATA does not meet the definition to be defined or characterized as one under such Definition, regulations, or controls such that engaging in "unregistered private offerings" to exclusive clientele by private contracts could constitute any violation of such Act or 15 USC 77e(a) or (c). Likewise BRAVATA has seemingly been improperly classified as an "unregistered broker-dealer" within its meaning as used in the Exchange Act section 15(a) and 15 USC 78o(a)(1). These things again are simply untruth and municipal corporations and quasi-corps created for strict regulation of only classified classes of persons strictly described and defined in the Act must not alter or abrogate the private status of persons clearly outside of their scope of regulations for the purposes of application fraudulently of such Acts provisions to those private unregulated persons excluded.

Sworn per 18 USC 1001, 287, 31 USC 3729 as truth to the best of the Undersigneds knowledge, information, and belief.

Respectfully Presented in Good Faith, SS:/s/xMr. John Bravata

DUE AND LEGAL NOTIFICATION REQUIRED BY LAW, REGULATION, AND USA REP. CONST. 1, 3, & 7 AS SELF-HELP PROCESS FOR CORRECTIONS, CANCELLATIONS, AND CLEARING OF IMPROPER CLASSIFICATIONS, DESIGNATIONS, SEC AND STATE REGULATORY AGENCY MISCHARACTERIZATIONS OF "UNREGULATED PERSONS" IN VIOLATION OF PERSONAL INFORMATION RETENTION AND USE LAW RESTRICTIONS ON BUSINESSES



Privacy Act Statement. In accordance with 28 CFR Section 16.41(d) personal data sufficient to identify the individual's submitting requests by mail under the Privacy Act of 1974, 5 U.S.C. Section 552a, is required. The purpose of this solicitation is to ensure that the records of individuals who are the subject of U.S. Department of Justice systems of records are not wrongfully disclosed by the Department. Failure to furnish this information will result in no action being taken on the request. False information on this form may subject the requester to criminal penalties under 18 U.S.C. Section 1001 and/or 5 U.S.C. Section 552a(i)(3).

Public reporting burden for this collection of information is estimated to average 0.50 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Suggestions for reducing this burden may be submitted to Director, Facilities and Administrative Services Staff, Justice Management Division, U.S. Department of Justice, Washington, DC 20530 and the Office of Information and Regulatory Affairs, Office of Management and Budget, Public Use Reports Project (1:03-0016), Washington, DC 20503.

Full Name of Requester ¹ John Joseph BRAVATA

Citizenship Status ² Born in USA Republic Social Security Number ³ _____

Current Address _____
[Redacted Address]

Date of Birth 12/4/67 Place of Birth GRAND RAPIDS, MICHIGAN

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that I am the person named above, and I understand that any falsification of this statement is punishable under the provisions of 18 U.S.C. Section 1001 by a fine of not more than \$10,000 or by imprisonment of not more than five years or both, and that requesting or obtaining any record(s) under false pretenses is punishable under the provisions of 5 U.S.C. 552a(i)(3) by a fine of not more than \$5,000.

Signature ⁴ John Bravata Date 5/13/14

~~OPTIONAL: Authorization to Release Information to Another Person~~

This form is also to be completed by a requester who is authorizing information relating to himself or herself to be released to another person.

Further, pursuant to 5 U.S.C. Section 552a(b), I authorize the U.S. Department of Justice to release any and all information relating to me to _____

Print or Type Name _____

¹ Name of individual who is the subject of the record sought.
² Individual submitting a request under the Privacy Act of 1974 must be either "a citizen of the United States or an Alien lawfully admitted for permanent residence," pursuant to 5 U.S.C. Section 552a(a)(2). Requests will be processed as Freedom of Information Act requests pursuant to 5 U.S.C. Section 552, rather than Privacy Act requests, for individuals who are not United States citizens or aliens lawfully admitted for permanent residence.
³ Providing your social security number is voluntary. You are asked to provide your social security number only to facilitate the identification of records relating to you. Without your social security number, the Department may be unable to locate any or all records pertaining to you.
⁴ Signature of individual who is the subject of the record sought.