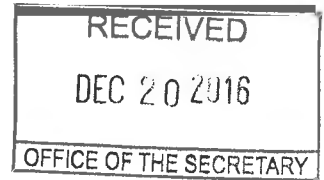


UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING
File No. 3-17387



In the Matter of

**DONALD F. (“JAY”) LATHEN, JR.,
EDEN ARC CAPITAL
MANAGEMENT, LLC,
and EDEN ARC CAPITAL
ADVISORS, LLC**

Respondents.

DECLARATION OF NANCY A. BROWN

I, Nancy A. Brown, pursuant to 28 U.S.C. § 1746, declare as follows:

1. I am employed as a Senior Trial Counsel in the Division of Enforcement (the “Division”). I submit this declaration in support of the Division’s Motion to Compel Respondents’ Compliance with Court’s October 18, November 10 and December 14, 2016 Orders or to Preclude Respondents from Offering Testimony or Evidence Regarding their Reliance on the Advice of Kevin Galbraith. I am fully familiar with the facts and circumstances herein.

2. Attached hereto as Exhibit A is a true and correct copy of Respondents’ “Attorney List,” produced in response to the Court’s October 18, 2016 Order requiring identification of all counsel whom Respondents consulted “about the structure of and structuring of the joint tenancies at issue in this case.” (October 18, 2016 Order at 5.)

3. Attached hereto as Exhibit B is a true and correct copy of Mr. Protass's letter to the Court, dated November 19, 2016, and submitted ex parte.

4. Attached hereto as Exhibit C is a true and correct copy of an email chain from Kevin Galbraith to Judith Weinstock, beginning with an email from Galbraith, dated November 25, 2016.

5. After the Division alerted the Court to the Galbraith emails attached hereto as Exhibit C, by letter dated December 1, 2016, Respondents provided the Division with their November 19, 2016 ex parte letter. Appended hereto as Exhibit D is a true and correct copy of the Division's letter to the Court, dated December 2, 2016, objecting to the Court's consideration of any of the arguments made in Respondents' ex parte submission.

6. On December 15, 2016, in response to the Division's request for a date by which Galbraith would finish his production, and provide a privilege log respecting the documents he first referred to in his November 25, 2016 email, Mr. Galbraith sent an email to Janna Berke. A true and correct copy of that email is attached hereto as Exhibit E.

7. Attached hereto as Exhibit F is a true and correct copy of an email from Galbraith to me, dated November 29, 2016.

8. Attached hereto as Exhibit G is a true and correct copy of an email from Galbraith to me, dated December 5, 2016, with a letter from him to me of the same date attached.

9. On December 12, 2016, after a discussion with the Division counsel, Galbraith produced more than 600 emails plus attachments, and promised to provide any additional responsive materials "upon identification." He further advised that he was "in the midst of preparing a privilege log identifying otherwise responsive items over which we are asserting attorney-client, work product, joint defense or common interest privileges, and will provide that

upon completion.” A true and correct copy of Galbraith’s December 12, 2016 email to me is attached hereto as Exhibit H.

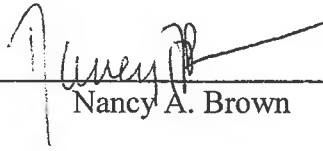
10. On December 14, 2016, the Court issued its Order denying Respondents’ Motion for Reconsideration. It identified those “strategy emails” that it ordered produced by the number assigned to them when Respondents submitted them for *in camera* review, but those numbers were different from the Bates numbers Respondents used on their privilege log, submitted as Ex. 15 to the Affirmation of Harlan Protass, executed November 1, 2016. Because those Bates numbers are different, the Division is unable to instruct our litigation support staff as to which documents can now be released to the Division for review as *not* submitted to the Court as “strategy emails.” A true and correct copy of the first tab of Protass Affirmation Exhibit 15 is attached hereto as Exhibit I.

11. In a telephone conversation with Respondents’ counsel on Friday, December 16, 2016, Respondents represented that Galbraith would produce a privilege log today. Respondents were not sure, however, whether that log would address the “strategy emails” contained in Respondents’ productions, or whether it would simply address privilege claims with respect to other emails responsive to the Division’s Subpoena. The Division has not yet received anything from Galbraith.

12. In that conversation, Respondents counsel insisted that the Court’s December 14, 2016 Order did not require the production of any of Galbraith’s “strategy emails.” Respondents’ counsel further represented that it would produce, by today, the non-Galbraith documents that the Court’s December 14, 2016 Order required, but the Division has not yet received such documents or such a list identifying such documents.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on December 19, 2016
New York, NY



Nancy A. Brown

EXHIBIT A

October 25, 2016

In the Matter of Donald F. Lathen, Jr., Eden Arc Capital Management, LLC
and Eden Arc Capital Advisors, LLC, Admin. Proc. File No. 3-17387

Attorney List

(Produced Pursuant to Order on Motion to Preclude
Advice-of-Counsel Defense, dated October 18, 2016)

Name	Firm Name
Kim Baptiste	Schulte Roth & Zabel LLP 919 Third Avenue New York, NY 10022 T: 212-756-2317 kim.baptiste@srz.com
Jonathan Blattmacher (formerly of Milbank Tweed Hadley & McCloy)	Pioneer Wealth Partners 515 Madison Avenue Suite 13B New York, NY 10022 T. 212-328-0312 jblattmachr@pioneerwealthpartners.com
Cherryl J. Calaguio (formerly of Gersten Savage LLP) <u>Please Note:</u> Ms. Calaguio has expressed a preference for e-mail communications through personal (i.e., gmail.com) e-mail address.	Sichenzia Ross Friedman Ference LLP 61 Broadway New York, NY 10006 T. 212-930-9700 [REDACTED]
Stephen DeRosa	DraftLaw https://www.draftlaw.com/ (No other contact information available)
Daren Domina (formerly of Katten Muchin Rosenman LLP)	Haynes and Boone, LLP 30 Rockefeller Plaza 26th Floor New York, NY 10112 T. 212-659-4963 daren.domina@haynesboone.com
Matthew Doring	Hinckley Allen & Snyder LLP 28 State Street Boston, MA 02109 T. 617-345-9000 mdoring@kinckleyallen.com

Margaret D. Farrell	Hinckley Allen & Snyder LLP 100 Westminster Street Suite 1500 Providence, RI 02903 T. 401-274-2000 mfarrell@hinckleyallen.com
Robert G. Flanders, Jr. (formerly of Hinckley Allen & Snyder LLP)	Whelan, Corrente, Flanders, Kinder & Siket LLP 100 Westminster Street Suite 710 Providence, RI 02903 T. 401-270-0154 rflanders@whelencorrente.com
Kevin Galbraith	Law Office of Kevin Galbraith 236 West 39th Street 5th Floor New York, NY 10001 T. 212-203-1249 kevin@kevingalbraithlaw.com
Rob Grundstein (formerly of Katten Muchin Rosenman LLP)	Sabby Capital Management 10 Mountainview Road Upper Saddle River, NJ 07458 T. 646-307-4500
Bruce Hood	Withers Bergman LLP 430 Park Avenue 10th Floor New York, NY 10022 bruce.hood@withersworldwide.com
Daniel Hunter	Schulte Roth & Zabel LLP 919 Third Avenue New York, NY 10022 T: 212-756-2201 daniel.hunter@srz.com
Jackie Mancini (formerly of Hinckley Allen & Snyder LLP)	(Contact information unknown)
Jessica Montello (formerly of Gersten Savage LLP)	Wilson Elser Moskowitz Edelman & Dicker 1133 Westchester Avenue White Plains, NY 10604 T. 914-872-7475 jessica.montello@wislonesler.com
Peter Pront	Seward and Kissel One Battery Park Plaza New York, NY 10004 T. 212-574-1221 pront@sewkis.com

Eric Roper, Esq. (formerly of Gersten Savage LLP)	1025 Fifth Avenue New York, NY 10028 T. 917-535-0038 eric@ericropersq.com
Michael Tannenbaum	Tannenbaum Helpern Syracuse & Hirschtritt LLP 900 Third Avenue New York, NY 10022 Phone: 212-508-6701 tannenbaum@thsh.com
Dianne Zeydel	Greenberg Taurig 333 SE 2nd Avenue Suite 4400 Miami, FL 33131 T: 305-579-0575 zeydeld@gtlaw.com

EXHIBIT B

November 19, 2016

VIA FEDERAL EXPRESS

EX PARTE

Hon. James E. Grimes
Administrative Law Judge
U.S. Securities and Exchange Commission
100 F Street, NE
Washington, DC 20549

Re: In the Matter of Donald F. Lathen, Jr., Eden Arc Capital Management, LLC
and Eden Arc Capital Advisors, LLC, Admin. Proc. File No. 3-17387

Dear Judge Grimes:

This firm represents respondents Donald F. Lathen, Jr., Eden Arc Capital Management, LLC and Eden Arc Capital Advisors, LLC (the "Eden Arc Respondents") in the referenced matter.

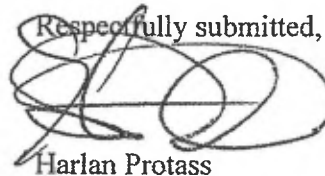
Pursuant to Your Honor's Order on Privilege Waiver, dated November 10, 2016, we have reviewed the privileged e-mails that the Eden Arc Respondents produced to the Division in May 2015, September 2015 and April 2016 and have identified – and enclose herewith – those e-mails "contain[ing] discussions between Lathen and his counsel regarding their strategy," which e-mails (with attachments) bear Bates numbers DS 00001 to DS 002563.

More particularly, we have enclosed hard-copy printouts of all such e-mails without their attachments (707 pages). We also have enclosed a CD containing two PDF files – one PDF file of all such e-mails without their attachments (the same 707 pages enclosed herewith in hard-copy format) and one PDF file of all such emails with their attachments (2,563 pages). The two PDF files on the enclosed CD are named "Eden Arc.Lathen DS 00001 - DS 02563 Emails Only" and "Eden Arc.Lathen DS 00001 - DS 02563 Emails and Attachments." Please note that the enclosed hard-copies and the PDF file of e-mails without attachments have Bates numbering gaps. Those gaps reflect the excluded attachments that are found in the PDF file of e-mails with attachments. Please let me know if you require any clarification concerning the foregoing or the enclosed CD.

We also write to advise Your Honor about another issue relating to the e-mails that the Eden Arc Respondents produced to the Division in May 2015, September 2015 and April 2016. In particular, respondents Donald F. Lathen, Jr. and Eden Arc Capital Management, LLC are named as defendants in a case currently pending in Supreme Court, State of New York, County of New York captioned Prospect Capital Corp. v. Donald Lathen, Jr., et al., Index No. 156375/2014. Certain of the e-mails produced to the Division on the foregoing dates are communications between Mr. Lathen and Kevin Galbraith, Esq., who represents Mr. Lathen and Eden Arc Capital Management, LLC in the Prospect Capital case. Like the e-mails enclosed herewith, those e-mails contain and constitute discussions between Mr. Lathen and Mr. Galbraith concerning litigation strategy for defending the Prospect Capital case. And, like Your Honor found in the Order on Privilege Waiver with respect to the e-mails enclosed herewith, we respectfully submit that those e-mails also “are not relevant to the Division’s case and revealing those discussions . . . could seriously prejudice” Mr. Lathen and Eden Arc Capital Management, LLC in the Prospect Capital case. Moreover, we respectfully submit that, like Your Honor found in the Order on Privilege Waiver, “the Division has no need to know” the litigation strategy of Mr. Lathen and Eden Arc Capital Management, LLC in the Prospect Capital case.

We did not include herewith the litigation strategy e-mails between Mr. Lathen and Mr. Galbraith relating to the Prospect Capital case because they did not relate to discussions regarding defense strategy in the instant matter. If they remain in the Division’s possession as part of its Investigative File, however, counsel for the plaintiff in the Prospect Capital case will gain access to them because Prospect Capital’s attorney has subpoenaed my firm for a copy of the Division’s Investigative File. We understand that Mr. Galbraith intends to request that the Division voluntarily return all such e-mails to him for the reasons detailed herein. If the Division refuses Mr. Galbraith’s request, we intend to request that Your Honor enter an Order directing the Eden Arc Respondents to submit those e-mails to Your Honor for an *in camera* review like that which Your Honor will undertake with respect to the e-mails enclosed herewith. Accordingly, we have not enclosed herewith e-mails between Mr. Lathen and Mr. Galbraith concerning litigation strategy in the Prospect Capital case. We will advise Your Honor concerning those e-mails upon learning of the results of Mr. Galbraith’s request of the Division.

Thank you for your consideration and attention to this matter.

Respectfully submitted,

Harlan Protass

Encls.

EXHIBIT C

From: [Kevin Galbraith](#)
To: [Weinstock, Judith](#)
Cc: [Janghorbani, Alexander](#); [Berke, Janna](#); [Brown, Nancy A](#); [Wayne Gosnell](#); [Christina Corcoran](#); [Harlan Protass](#)
Subject: Re: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397
Date: Tuesday, November 29, 2016 9:06:04 AM
Attachments: [image001.png](#)
[image002.png](#)

Dear Ms. Weinstock:

Yes, I am aware of the procedural posture concerning this issue. I am writing on my own behalf to let you know that I intend to request that the Division return to me, as a matter of professional courtesy, the privileged emails I exchanged with my client regarding litigation strategy in the Prospect matter. I will identify them specifically by means of a privilege log.

Thank you.

Kevin



236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)
646.390.5935 (f)
[REDACTED] (m)

kevin@galbraithlawfirm.com
www.kevingalbraithlaw.com

From: "Weinstock, Judith" <weinstockj@SEC.GOV>
Date: Monday, November 28, 2016 at 10:24 AM
To: Kevin Galbraith <kevin@kevingalbraithlaw.com>
Cc: "Janghorbani, Alexander" <JanghorbaniA@sec.gov>, "Berke, Janna" <berkej@SEC.GOV>, "Brown, Nancy A" <BrownN@SEC.GOV>, Wayne Gosnell <gosnell@clayro.com>, Christina Corcoran <corcoran@clayro.com>, Harlan Protass <protass@clayro.com>
Subject: RE: In the Matter of Donald F.Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Dear Mr. Galbraith,

We've already segregated all documents required by the Judge's November 10, 2016 order in this case. If there are others that you wish to identify, please let us know and we will segregate them. Please include a full privilege log so that we can understand what privilege you are asserting. In segregating any documents over which you claim a privilege, however, we reserve our rights as to all challenges we may make as to any privilege claimed by you or Mr. Protass, and any waiver that may

have been asserted or effected. Further, and as you know, the Court has ordered Respondents to submit documents relating to "legal strategy" for in camera review, and Respondents have requested reconsideration of that order.

Sincerely,

Judy Weinstock

From: Kevin Galbraith [mailto:kevin@kevingalbraithlaw.com]

Sent: Friday, November 25, 2016 7:38 AM

To: Weinstock, Judith

Cc: Janghorbani, Alexander; Berke, Janna; Brown, Nancy A; Wayne Gosnell; Christina Corcoran; Harlan Protass

Subject: In the Matter of Donald F.Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Dear Ms. Weinstock:

I write to notify you that my firm intends to formally request that the SEC staff return to us email communications between my firm and Mr. Lathen reflecting litigation strategy in the *Prospect Capital Corp. v. Lathen et al.* matter, which were inadvertently produced to the SEC by Clayman & Rosenberg in May 2015, September 2015 and April 2016. The emails at issue are not relevant to your case and could seriously prejudice Mr. Lathen's defense in the Prospect matter, should they be produced to Prospect counsel.

I have recently received from Clayman & Rosenberg the subject emails and am in the process of reviewing them to determine which of them should be returned. Once I have completed my review, I will identify those that should be returned and provide a copy of them for your reference and consideration.

We appreciate your expected cooperation and courtesy in this regard.

Best,

Kevin Galbraith

 THE LAW OFFICE OF
KEVIN GALBRAITH LLC

236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)

646.390.5935 (f)

 (m)

kevin@galbraithlawfirm.com
www.kevingalbraithlaw.com

From: Harlan Protass <protass@clayro.com>
Date: Thursday, September 29, 2016 at 1:31 PM
To: "Weinstock, Judith" <weinstockj@sec.gov>
Cc: Alexander Janghorbani <JanghorbaniA@sec.gov>, "Berke, Janna" <berkej@sec.gov>, "Brown, Nancy A" <BrownN@sec.gov>, Wayne Gosnell <gosnell@clayro.com>, Christina Corcoran <corcoran@clayr.com>, Caleb Miller <miller@clayro.com>
Subject: In the Matter of Donald F.Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Dear Judy --

Please see the attached letter and the other attachments to this e-mail, both of which relate to the production of e-mails consistent with the invocation of an advice of counsel defense.

Best regards,

Harlan

Harlan Protass
Clayman & Rosenberg LLP
305 Madison Avenue
New York, NY 10165
T. [212-922-1080](tel:212-922-1080)
M. [REDACTED]
F. [212-949-8255](tel:212-949-8255)
www.clayro.com
protass@clayro.com

This message is intended only for the personal and confidential use of the designated recipient(s) named above. If you are not the intended recipient of this message you are hereby notified that any review, dissemination, distribution or copying of this message is strictly prohibited.

EXHIBIT D



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

NANCY A. BROWN
TELEPHONE: (212) 336-1023
EMAIL: BROWN@SEC.GOV

December 2, 2016

By Email (ali@sec.gov)

The Honorable Jason S. Patil
Administrative Law Judge
U.S. Securities and Exchange Commission
100 F Street, N.E.
Washington, DC 20549-2557

Re: In the Matter of Donald F. ("Jay") Lathen, Jr., Admin. Proc. File No. 3-17387

Dear Judge Patil:

We represent the Division of Enforcement ("Division") in this matter. We write to object to the submission made ex parte by Respondents' counsel by letter dated November 19, 2016.

On November 10, 2016, the Court ordered Respondents to submit for in camera review privileged emails they had produced to the Division that "contained discussions between Lathen and his counsel regarding their strategy." Order on Privilege Waiver, dated November 10, 2016. On November 29, 2016, Respondents filed their Motion for Reconsideration of that Order. Also, however, they made an ex parte submission to the Court on November 19, 2016 of the over 2,000 pages of emails that they identified as containing discussions "between Lathen and his counsel regarding their strategy." They did not notify the Division that they had made that submission.

As the Court is aware, Respondents turned over that submission (without the enclosed emails) to the Division for the first time yesterday. The Division was troubled to see that instead of a mere transmittal, Respondents' submission included identification of, and, for the first time, argument with respect to, certain produced emails relating to Lathen's representation by Kenneth Galbraith – one of the lawyers Respondents have named as providing the advice on which Lathen relied, and to which they intend to point as a defense to the Division's claims. Respondents argue that those emails should be exempt from the Court's Order on Privilege Waiver for various reasons cited in their ex parte submission.

The Division will not respond on the merits to Respondents' arguments, both because the Court has advised that it needs nothing further from the parties on Respondents' motion for reconsideration and because Mr. Galbraith has not yet made any privilege assertions to which the Division could respond. However, the Division objects to any consideration of argument in the Respondents' November 19, 2016 ex parte submission without the opportunity to respond.

Hon. Jason S. Patil

December 2, 2016
Page 2

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Nancy A. Brown", with a long horizontal stroke extending to the right.

Nancy A. Brown

Enclosures

cc: Harlan Protass, Esq. (via email)

EXHIBIT E

Brown, Nancy A

From: Kevin Galbraith <kevin@kevingalbraithlaw.com>
Sent: Thursday, December 15, 2016 7:12 PM
To: Berke, Janna
Cc: Weinstock, Judith; Brown, Nancy A
Subject: Re: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Ms. Berke,

Responses in red below.

Best,

Kevin



236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)

646.390.5935 (f)

██████████ (m)

kevin@galbraithlawfirm.com
www.kevingalbraithlaw.com

From: "Berke, Janna" <berkej@SEC.GOV>
Date: Thursday, December 15, 2016 at 6:05 PM
To: Kevin Galbraith <kevin@kevingalbraithlaw.com>
Cc: "Weinstock, Judith" <weinstockj@SEC.GOV>, "Brown, Nancy A" <BrownN@SEC.GOV>
Subject: RE: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Mr. Galbraith:

To follow up on some outstanding items:

- 1) Are there any documents responsive to our subpoena that you have yet to produce? I have not yet identified additional responsive documents, though there is one more archive I need to search, which I expect to do tomorrow. I have segregated a few documents that must be redacted for privilege and/or responsiveness before production, and that redaction will likely take place by early next week.
- 2) When can we expect a privilege log for the documents that you are withholding from production, including the basis for withholding such documents? I expect to finish preparing the privilege log once I have completed my review of archived communications, again, likely early next week.
- 3) When can we expect a privilege log as to those documents already in the Division's possession over which you are presently seeking to assert privilege, as described in your email of November 29, 2016? In response to your multiple emails and phone calls concerning my response to the Division's subpoena, my focus and priority have of course been on ensuring my prompt and full compliance with that subpoena. I will continue my work on the

second privilege log noted here upon completion of my subpoena responses. I do not have a specific date in mind for that, but certainly I'll aim to get that to you as soon as practicable.

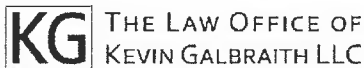
Thank you,
Janna

From: Kevin Galbraith [<mailto:kevin@kevingalbraithlaw.com>]
Sent: Saturday, December 10, 2016 10:45 AM
To: Berke, Janna
Cc: Weinstock, Judith; Brown, Nancy A
Subject: Re: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Ms. Berke:

I will send a thumb drive (or upload to your FTP) with the bulk of the responsive emails on Monday, and will follow up with any remaining emails, plus the privilege log, later in the week. The first portion of the production, 627 emails plus attachments, have been sent to a third-party service provider for processing.

Kevin



236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)
646.390.5935 (f)
[REDACTED] (m)

kevin@galbraithlawfirm.com
www.kevingalbraithlaw.com

From: "Berke, Janna" <berkej@SEC.GOV>
Date: Wednesday, December 7, 2016 at 10:02 AM
To: Kevin Galbraith <kevin@kevingalbraithlaw.com>
Cc: "Weinstock, Judith" <weinstockj@SEC.GOV>, "Brown, Nancy A" <BrownN@SEC.GOV>
Subject: RE: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

330 will work for us.

We will call your office.

Thank you.

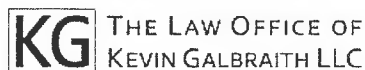
From: Kevin Galbraith [<mailto:kevin@kevingalbraithlaw.com>]
Sent: Wednesday, December 07, 2016 9:52 AM
To: Berke, Janna
Cc: Weinstock, Judith; Brown, Nancy A
Subject: Re: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Ms. Berke,

If you are available during that window, please choose a time between 3 and 5:30 you would like to confer, so I can schedule the remainder of my day.

Thank you.

Kevin



236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)
646.390.5935 (f)
[REDACTED] (m)

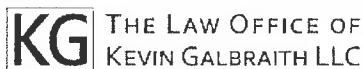
kevin@galbraithlawfirm.com
www.kevingalbraithlaw.com

From: Kevin Galbraith <kevin@kevingalbraithlaw.com>
Date: Tuesday, December 6, 2016 at 6:02 PM
To: "Berke, Janna" <berkej@SEC.GOV>
Cc: "Weinstock, Judith" <weinstockj@SEC.GOV>, "Brown, Nancy A" <BrownN@SEC.GOV>
Subject: Re: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Ms. Berke,

I am available tomorrow between 3 and 5:30 pm. Are you referring to the single category of documents referenced below?

Kevin



236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)
646.390.5935 (f)
[REDACTED] (m)

kevin@galbraithlawfirm.com
www.kevingalbraithlaw.com

From: "Berke, Janna" <berkej@SEC.GOV>
Date: Tuesday, December 6, 2016 at 5:58 PM
To: Kevin Galbraith <kevin@kevingalbraithlaw.com>
Cc: "Weinstock, Judith" <weinstockj@SEC.GOV>, "Brown, Nancy A" <BrownN@SEC.GOV>
Subject: RE: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Mr. Galbraith:

Please let us know when you are available for a meet-and-confer telephone call where we can discuss your time table for producing all of the outstanding documents responsive to our subpoena, which had a production date of December 1, 2016.

Thank you,
Janna

From: Kevin Galbraith [<mailto:kevin@kevingalbraithlaw.com>]
Sent: Monday, December 05, 2016 6:10 PM
To: Berke, Janna
Cc: Weinstock, Judith; Brown, Nancy A
Subject: Re: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397


Ms. Berke,

Thanks for the clarification. I am consulting with Mr. Lathen's SEC defense counsel regarding the scope of their productions to date as they pertain to the items you note below. To my understanding, many such communications have already been produced. However, in an abundance of caution and to ensure that our productions are comprehensive, I will review my own emails with Mr. Lathen regarding trustee U.S. Bank, issuer GE Capital and other issuers about which we communicated. To the extent the communications I identify do not pertain to litigation strategy, I will produce them.

As you may know, I have represented Mr. Lathen and his company for well over two years, so gathering and reviewing potentially responsive emails will take a bit of time. Nonetheless, I will make it a priority and will work to produce them in the near-term.

Best,

Kevin

 THE LAW OFFICE OF
KEVIN GALBRAITH LLC

236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)
646.390.5935 (f)
[REDACTED] (m)

kevin@galbraithlawfirm.com
www.kevingalbraithlaw.com

From: "Berke, Janna" <berkej@SEC.GOV>
Date: Monday, December 5, 2016 at 4:01 PM
To: Kevin Galbraith <kevin@kevingalbraithlaw.com>

Cc: "Weinstock, Judith" <weinstockj@SEC.GOV>, "Brown, Nancy A" <BrownN@SEC.GOV>

Subject: RE: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Mr. Galbraith:

Thank you for your response. As we've indicated below, we are asking that you identify any documents that you are withholding that relate to your representation of Mr. Lathen in connection with disputes he had with GECC and U.S. Bank. Mr. Lathen has waived his privilege with respect to those documents and, to the extent you are withholding such materials, or cannot confirm that we have all of your communications with Mr. Lathen or his associate regarding those disputes, we are asking that you advise us of that fact.

Thank you,
Janna

From: Kevin Galbraith [<mailto:kevin@kevingalbraithlaw.com>]

Sent: Monday, December 05, 2016 3:29 PM

To: Berke, Janna

Cc: Weinstock, Judith; Brown, Nancy A

Subject: Re: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Ms. Berke,

As indicated in my prior correspondence with your colleagues, I will provide a privilege log identifying the Prospect-related documents over which we are asserting privilege; that log will of course include the privilege asserted.

With regard to GECC and U.S. Bank, please provide a further explanation of your request. I am not clear what you are asking.

Thank you.

Kevin

 THE LAW OFFICE OF
KEVIN GALBRAITH LLC

236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)

646.390.5935 (f)

 (m)

kevin@galbraithlawfirm.com

www.kevingalbraithlaw.com

From: "Berke, Janna" <berkej@SEC.GOV>

Date: Monday, December 5, 2016 at 3:14 PM

To: Kevin Galbraith <kevin@kevingalbraithlaw.com>

Cc: "Weinstock, Judith" <weinstockj@SEC.GOV>, "Brown, Nancy A" <BrownN@SEC.GOV>

Subject: RE: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Mr. Galbraith:

Thank you for your response.

Please identify the documents you are withholding respecting your representation of Mr. Lathen in non-litigated disputes concerning the redemptions submitted to GECC and US Bank. If you do not do so, we will ask the Court to preclude any assertion of reliance by Mr. Lathen on your advice.

With respect to the documents already produced to us over which you will at some point assert a claim of privilege, please identify (1) the documents; and (2) the privilege you are asserting. It has already been months since your client became aware of the inadvertent production.

Thank you,
Janna

From: Kevin Galbraith [<mailto:kevin@kevingalbraithlaw.com>]
Sent: Monday, December 05, 2016 10:05 AM
To: Brown, Nancy A
Cc: Weinstock, Judith; Berke, Janna
Subject: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Nancy,

Please see attached correspondence concerning the Division's subpoena to my firm in the above-referenced matter.

Best,

Kevin

 THE LAW OFFICE OF
KEVIN GALBRAITH LLC

236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)
646.390.5935 (f)
[REDACTED] (m)

kevin@galbraithlawfirm.com
www.kevingalbraithlaw.com

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EXHIBIT F

Brown, Nancy A

From: Kevin Galbraith <kevin@kevingalbraithlaw.com>
Sent: Tuesday, November 29, 2016 9:14 AM
To: Brown, Nancy A
Subject: Re: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

Dear Ms. Brown:

I write to advise that I am continuing to gather and review materials responsive to your subpoena, and that I will provide (or identify within productions already made by Respondents' counsel at Clayman & Rosenberg) those materials by December 5.

As a result of the volume of materials requested and the complications that have arisen with respect to Clayman & Rosenberg's prior productions, the document-gathering process is taking a bit longer than anticipated.

Best regards,

Kevin Galbraith

KG THE LAW OFFICE OF
KEVIN GALBRAITH LLC

236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)

646.390.5935 (f)

██████████ (m)

kevin@galbraithlawfirm.com

www.kevingalbraithlaw.com

EXHIBIT G

Brown, Nancy A

From: Kevin Galbraith <kevin@kevingalbraithlaw.com>
Sent: Monday, December 05, 2016 10:05 AM
To: Brown, Nancy A
Cc: Weinstock, Judith; Berke, Janna
Subject: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397
Attachments: Letter to SEC Staff Concerning Responses to Subpoena 12-5-16.pdf

Nancy,

Please see attached correspondence concerning the Division's subpoena to my firm in the above-referenced matter.

Best,

Kevin

 THE LAW OFFICE OF
KEVIN GALBRAITH LLC

236 West 30th Street, 5th Floor
New York, New York 10001

212.203.1249 (p)

646.390.5935 (f)

██████████ (m)

kevin@galbraithlawfirm.com

www.kevingalbraithlaw.com



December 5, 2016

By Email

Division of Enforcement
Securities and Exchange Commission
200 Vesey Street, Suite 400
New York, NY 10281
Attn: Nancy A. Brown, Esq.

**In the Matter of Donald F. Lathen, Jr., et al.,
Administrative Proceeding File No. 3-17387**

Dear Ms. Brown:

Below please find written responses to the items enumerated in the subpoena issued to my firm on November 15, 2016.

Item 1: All documents concerning the structure of, and structuring of, Eden Arc Capital Management, LLC, Eden Arc Capital Advisers, LLC, Eden Arc Capital Partners, LP and/or EndCare (“Lathen Entities”) and any investment strategy contemplated or pursued by the Lathen Entities and/or Lathen.

Response: To my knowledge, all responsive non-privileged documents have been provided to the Division by Clayman & Rosenberg or Respondents’ other prior counsel.

Item 2: All documents concerning the structure of, or structuring of the joint tenancies at issue in this case, including all communications about any aspect of the joint tenancies in connection with Your representation of the Lathen or the Lathen Entities.

Response: To my knowledge, all responsive non-privileged documents have been provided to the Division by Clayman & Rosenberg or Respondents’ other prior counsel.

Item 3: All documents concerning any agreements concerning any of the Lathen Entities and/or Lathen, including but not limited to the Participant Agreements, Investment Management Agreement, Discretionary Line Agreement, and Profit Sharing Agreement (collectively, “Lathen Agreements”).

Response: To my knowledge, all responsive non-privileged documents have been provided to the Division by Clayman & Rosenberg or Respondents’ other prior counsel.

Item 4: All documents concerning the disclosure of Lathen's or the Lathen Entities' investment strategy, including but not limited to, disclosure of the Lathen Agreements.

Response: To my knowledge, all responsive non-privileged documents have been provided to the Division by Clayman & Rosenberg or Respondents' other prior counsel.

Item 5: All billing records concerning Your representation of Lathen or the Lathen Entities.

Response: My firm produced all documents responsive to this Item on December 2, 2016.

Item 6: All documents concerning any communications between You and Lathen and/or the Lathen Entities related to the advice he sought from You on behalf of himself or the Lathen Entities.

Response: To my knowledge, all responsive documents have been provided to the Division by Clayman & Rosenberg or Respondents' other prior counsel. To the extent such documents pertain to litigation strategy concerning Respondent's private litigation against Prospect Capital Corp., and were inadvertently produced by Clayman & Rosenberg, we are in the midst of reviewing such materials, identifying them for the Division and requesting that they be returned to my firm as a matter of professional courtesy. If the Division will not agree to do so, then we will make an application to the Court seeking their return.

Item 7: All documents concerning any communications between You and any investor or any prospective investor in the Lathen Entities.

Response: No responsive documents exist.

Item 8: All documents concerning any communications between You and any issuer of any investment instrument containing a Survivor's Option on behalf of, or relating to Lathen or the Eden Arc Entities [sic].

Response: To my knowledge, all responsive non-privileged documents have been provided to the Division by Clayman & Rosenberg or Respondents' other prior counsel.

Very truly yours,

/s/ Kevin D. Galbraith

EXHIBIT H

Brown, Nancy A

From: Brown, Nancy A
Sent: Monday, December 19, 2016 12:23 PM
To: Brown, Nancy A
Subject: FW: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

From: kevin@kevingalbraithlaw.com [<mailto:kevin@kevingalbraithlaw.com>]
Sent: Monday, December 12, 2016 10:54 AM
To: Brown, Nancy A
Subject: In the Matter of Donald F. Lathen, Jr., et al., Admin. Proc. File No. 3-17397

You have received 1 secure file from kevin@kevingalbraithlaw.com.
Use the secure link below to download.

Ms. Brown,

Attached please find a file containing communications responsive to the subpoena issued to my firm in the above-referenced matter. As I have written and we have discussed in earlier email communications and telephone conversations, to the extent we identify additional responsive materials, we will produce them upon identification and completion of processing by my third-party service provider.

We are in the midst of preparing a privilege log identifying otherwise responsive items over which we are asserting attorney-client, work product, joint defense or common interest privileges, and will provide that upon completion.

With any questions, please let me know.

Best,

Kevin Galbraith

Secure File Downloads:

Available until: 11 January 2017

Click link to download:

[EdenArcSubResponse.pst](#)

259.16 MB, Fingerprint: 4cf0514d5585e16919554210764775af ([What is this?](#))

You have received attachment link(s) within this email sent via SEC's Secure File Transfer. To retrieve the attachment(s), please click on the link(s).

Secured by [Accellion](#)

EXHIBIT I

Production						
FirstBates	DateSent	MailSubject	From	TO	CC	FolderName
SEC-ProtassH-E-0081580	5/17/2015 12:00:00 AM	Re: E-Mail Production	michael robinson <michaelrobinson@edenarccapital.com>	harlan protass <protass@clayro.com>	"sampoli@clayro.com"<sampoli@clayro.com>;jay lathen <jaylathen@edenarccapital.com>	JayandMichael_123885_Email_002
SEC-ProtassH-E-0081594	5/11/2015 12:00:00 AM	RE: E-Mail Production	jay lathen <jaylathen@edenarccapital.com>	harlan protass <protass@clayro.com>;michael robinson<michaelrobinson@edenarccapital.com>		JayandMichael_123885_Email_002
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SEC-ProtassH-E-0082180	4/9/2015 12:00:00 AM	Re: Follow-Up	jay lathen <jaylathen@edenarccapital.com>	harlan protass <protass@clayro.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0082382	3/26/2015 12:00:00 AM	Re: Survivor's Option Notes	jay lathen <jaylathen@edenarccapital.com>	kevin galbraith <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0082410						JayandMichael_123885_Email_001
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SEC-ProtassH-E-0082469	3/18/2015 12:00:00 AM	Re: Documents for Production to SEC	michael robinson <michaelrobinson@edenarccapital.com>	harlan protass <protass@clayro.com>	jay lathen <jaylathen@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0083174	10/2/2014 12:00:00 AM	RE: FINRA Follow-Up Call	jay lathen <jaylathen@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0083181						JayandMichael_123885_Email_001
SEC-ProtassH-E-0083193	9/30/2014 12:00:00 AM	RE: FWD: Eden Arc Capital -- GE Capital Internotes	jay lathen <jaylathen@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0083199						JayandMichael_123885_Email_001
SEC-ProtassH-E-0083215						JayandMichael_123885_Email_001
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	SEC-ProtassH-E-0083839	8/18/2014 12:00:00 AM	RE: from US Bank outside counsel	jay lathen <jaylathen@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
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	SEC-ProtassH-E-0084062	3/11/2015 12:00:00 AM	Prospect Redemption Database	michael robinson <michaelrobinson@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>; jay lathen <jaylathen@edenarccapital.com>		JayandMichael_123885_Email_003
	SEC-ProtassH-E-0084059	3/9/2015 12:00:00 AM	RE: CIT Bank CD Redemption Refusals	jay lathen <jaylathen@edenarccapital.com>	kevin galbraith <kevin@kevingalbraithlaw.com>; michael robinson <michaelrobinson@edenarccapital.com>		JayandMichael_123885_Email_003
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	SEC-ProtassH-E-0084753	9/25/2013 12:00:00 AM	RE: Goldman Sachs Bank USA	jay lathen <jaylathen@edenarccapital.com>	"farrell, margaret d." <mfarrell@hinckleyallen.com>; "flanders, robert g." <rflanders@hinckleyallen.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
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	SEC-ProtassH-E-0086641	4/15/2015 12:00:00 AM	E-mail Data	michael robinson <michaelrobinson@edenarccapital.com>	harlan protass <protass@clayro.com>	jay lathen <jaylathen@edenarccapital.com>	JayandMichael_123885_Email_001
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	SEC-ProtassH-E-0088146	9/15/2014 12:00:00 AM	Re: Follow-Up	jay lathen <jaylathen@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
	SEC-ProtassH-E-0088148						JayandMichael_123885_Email_001
	SEC-ProtassH-E-0088154	9/11/2014 12:00:00 AM	Base Indenture	jay lathen <jaylathen@edenarccapital.com>	kevin galbraith <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
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Production						
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SEC-ProtassH-E-0088853	7/3/2014 12:00:00 AM	Re: Prospect Capital -- Follow-Up	michael robinson <michaelrobinson@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	jay lathen <jaylathen@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0088855						JayandMichael_123885_Email_001
SEC-ProtassH-E-0088893	7/2/2014 12:00:00 AM	RE: Signed Engagement Letter & Payment	jay lathen <jaylathen@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0088902						JayandMichael_123885_Email_001
SEC-ProtassH-E-0088908	7/1/2014 12:00:00 AM	Re: Kevin Galbraith has signed Engagement Letter -- Fully Executed.	michael robinson <michaelrobinson@edenarccapital.com>	jay lathen<jaylathen@edenarccapital.com>;kevin galbraith <kevin@kevingalbraithlaw.com>		JayandMichael_123885_Email_001
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SEC-ProtassH-E-0088928						JayandMichael_123885_Email_002
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SEC-ProtassH-E-0092125	4/14/2015 12:00:00 AM	Fwd: Re: Smarsh Services: Questions	michael robinson <michaelrobinson@edenarccapital.com>	harlan protass <protass@clayro.com>	jay lathen <jaylathen@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0092267	4/9/2015 12:00:00 AM	RE: Follow-Up	jay lathen <jaylathen@edenarccapital.com>	harlan protass <protass@clayro.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
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SEC-ProtassH-E-0092703	3/18/2015 12:00:00 AM	RE: Documents for Production to SEC	michael robinson <michaelrobinson@edenarccapital.com>	harlan protass <protass@clayro.com>	jay lathen <jaylathen@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0092740	3/20/2015 12:00:00 AM	Re: Survivor's Option Notes	jay lathen <jaylathen@edenarccapital.com>	kevin galbraith <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0092764						JayandMichael_123885_Email_001
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SEC-ProtassH-E-0093196	3/2/2015 12:00:00 AM	Gibson Dunne Scope of Work	jay lathen <jaylathen@edenarccapital.com>	kevin galbraith <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_002

Production	FirstBates	DateSent	MailSubject	From	TO	CC	FolderName
	SEC-ProtassH-E-009370	1/7/2015 12:00:00 AM	Fwd: GECC Rejection Letter CUSIP 36966TGY2 (Nonone)	michael robinson <michaelrobinson@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	jay lathen <jaylathen@edenarccapital.com>	JayandMichael_123885_Email_002
	SEC-ProtassH-E-009371						JayandMichael_123885_Email_002
	SEC-ProtassH-E-0094299	7/21/2014 12:00:00 AM	RE: Michael_Robinson_wants_to_share_"PROSPECT_CAPITAL_DATABASE"_with_you	jay lathen <jaylathen@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_002
	SEC-ProtassH-E-0094304						JayandMichael_123885_Email_002
	SEC-ProtassH-E-0094308	3/10/2015 12:00:00 AM	RE: Eden Arc / SEC	jay lathen <jaylathen@edenarccapital.com>	harlan protass <protass@clayro.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_003
	SEC-ProtassH-E-0094355	8/5/2014 12:00:00 AM	Re: Follow-up	jay lathen <jaylathen@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
	SEC-ProtassH-E-0094358						JayandMichael_123885_Email_001
	SEC-ProtassH-E-0094359						JayandMichael_123885_Email_001
	SEC-ProtassH-E-0094360						JayandMichael_123885_Email_001
	SEC-ProtassH-E-0094444	7/1/2014 12:00:00 AM	RE: Signed Engagement Letter & Payment	jay lathen <jaylathen@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>;"michaelrobinson" <michaelrobinson@edenarccapital.com>		JayandMichael_123885_Email_001
	SEC-ProtassH-E-0094450						JayandMichael_123885_Email_001
	SEC-ProtassH-E-0094526	11/12/2014 12:00:00 AM	RE: Goldman Sachs File	jay lathen <jaylathen@edenarccapital.com>	kevin galbraith <kevin@kevingalbraithlaw.com>;michael robinson <michaelrobinson@edenarccapital.com>		JayandMichael_123885_Email_003
	SEC-ProtassH-E-0094529						JayandMichael_123885_Email_003
	SEC-ProtassH-E-0094537						JayandMichael_123885_Email_003
	SEC-ProtassH-E-0094542						JayandMichael_123885_Email_003
	SEC-ProtassH-E-0094546						JayandMichael_123885_Email_003
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	SEC-ProtassH-E-0094560						JayandMichael_123885_Email_003

Production	DateSent	MailSubject	From	TO	CC	FolderName
SEC-ProtassH-E-0094558						JayandMichael_123885_Email_003
SEC-ProtassH-E-0094561						JayandMichael_123885_Email_003
SEC-ProtassH-E-0094563						JayandMichael_123885_Email_003
SEC-ProtassH-E-0094564						JayandMichael_123885_Email_003
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SEC-ProtassH-E-0094566						JayandMichael_123885_Email_003
SEC-ProtassH-E-0094573						JayandMichael_123885_Email_003
SEC-ProtassH-E-0097004	5/11/2015 12:00:00 AM	Re: E-Mail Production	michael robinson <michaelrobinson@edenarccapital.com>	harlan protass <protass@clayro.com>; jay lathen <jaylathen@edenarccapital.com>		JayandMichael_123885_Email_002
SEC-ProtassH-E-0097007	5/12/2015 12:00:00 AM	Re: E-Mail Production	michael robinson <michaelrobinson@edenarccapital.com>	harlan protass <protass@clayro.com>	"sampoli@crayro.com"<sampoli@crayro.com>; jay lathen <jaylathen@edenarccapital.com>	JayandMichael_123885_Email_002
SEC-ProtassH-E-0098467	11/7/2013 12:00:00 AM	New Goldman Death Put Language	jay lathen <jaylathen@edenarccapital.com>	"flanders, robert g." <rflanders@hinckleyallen.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_003
SEC-ProtassH-E-0099551	9/15/2014 12:00:00 AM	RE: Follow-Up	jay lathen <jaylathen@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001
SEC-ProtassH-E-0099564						JayandMichael_123885_Email_001
SEC-ProtassH-E-0099621	10/22/2014 12:00:00 AM	GECC at First SouthWest	michael robinson <michaelrobinson@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	jay lathen <jaylathen@edenarccapital.com>	JayandMichael_123885_Email_002
SEC-ProtassH-E-0099622						JayandMichael_123885_Email_002
SEC-ProtassH-E-0099629						JayandMichael_123885_Email_002
SEC-ProtassH-E-0099801	7/24/2014 12:00:00 AM	Re: Next week	jay lathen <jaylathen@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_002
SEC-ProtassH-E-0099802						JayandMichael_123885_Email_002
SEC-ProtassH-E-0099803	8/15/2014 12:00:00 AM	Re: from US Bank outside counsel	jay lathen <jaylathen@edenarccapital.com>	law office <kevin@kevingalbraithlaw.com>	michael robinson <michaelrobinson@edenarccapital.com>	JayandMichael_123885_Email_001

Production						
FirstBates	DateSent	MailSubject	From	TO	CC	FolderName
SEC-ProtassH-E-0099805						JayandMichael_123885_Email_001
SEC-ProtassH-E-0099867	7/17/2014 12:00:00 AM	Re: Michael_Robinson_wants_to_share_"PROSPECT_CAPITAL_DATABASE"_with_you	michael robinson <michaelrobinson@edenarccapital.com>	"kevin@kevingalbraithlaw.com" <kevin@kevingalbraithlaw.com>	jay lathen <jaylathen@edenarccapital.com>	JayandMichael_123885_Email_002