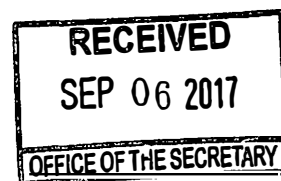


UNITED STATES OF AMERICA
Before The
SECURITIES AND EXCHANGE COMMISSION



ADMINISTRATIVE PROCEEDING
FILE No. 3-18127

-----X
IN THE MATTER OF

MARTIN SHKRELI

Respondent.
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: ANSWER
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Introduction

1. The Securities and Exchange Commission ("SEC") instituted this administrative proceeding against Martin Shkreli following a jury verdict convicting Mr. Shkreli of 2 counts of securities fraud and 1 count of conspiracy to commit securities fraud. Pursuant to Federal Rule of Criminal Procedure ("FRCP") 29, Mr. Shkreli intends to move in the United States District Court for the Eastern District of New York, Hon. Matsumoto, for dismissal notwithstanding the verdict with respect to at least one count of conviction. That motion is due and will be filed on or before September 8, 2017. At this time, we are not able to predict when a decision will be rendered.
2. Regardless of the Court's decision on the motion to dismiss, once the decision is issued, we anticipate that Mr. Shkreli will be engaged in appellate litigation. If the motion is granted, we expect the government will file an appeal with the Second Circuit Court of Appeals. If the motion is denied, we expect Mr. Shkreli will file an appeal seeking reversal of his convictions on all three counts.
3. The pending litigation means Mr. Shkreli's convictions are not final and could be overturned.

Answers

4. As to paragraph A(1) Respondent asserts his 5th Amendment right not to answer.
5. As to paragraph B(1) Respondent admits that a verdict was rendered on August 4, 2017.
6. As to paragraph B (2) Respondent admits that the Superseding Indictment included the allegations contained in this paragraph.

Dated: September 5, 2017

Respectfully,



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