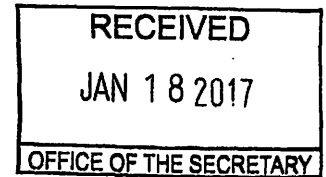


UNITED STATES OF AMERICA  
Before the  
SECURITIES AND EXCHANGE COMMISSION



ADMINISTRATIVE PROCEEDING  
File No. 3-17674

**In the Matter of**

**ALEXANDER KON,**

**Respondent.**

**AMENDED ANSWER TO ORDER INSTITUTING ADMINISTRATIVE AND CEASE-  
AND-DESIST PROCEEDINGS**

With permission of the court, Respondent Alexander Kon (The "Respondent") in response to the Order Instituting Administrative and Cease and Desist Proceedings respectfully states as follows:

A. RESPONDENT

Admits the allegation contained that he resides in Overland Park, Kansas, admits he was the sole member of Stockchat LLC, but denies the remaining allegations in the paragraph.

B. FACTUAL ALLEGATIONS

1. The Respondent denies the heading title. The Respondent has insufficient knowledge as to the remainder of the paragraph and therefore denies the allegation.

2. This vague and hyperbolic paragraph sets forth conclusions to which no response is required. To the extent further response is required, Respondent is without knowledge or information sufficient to form a belief as to the truth or falsity of the allegations stated in paragraph two, and the allegations are therefore denied.
3. Admit
4. The Respondent Admits the first sentence and denies the remainder of the allegations in paragraph four.
5. The Respondent has insufficient knowledge to admit or deny and therefore defendant denies the allegations of Paragraph five of the Order Instituting Proceedings OIP.

C. ALLEGED VIOLATION

1. On its face, even if every word of the OIP were taken as fact, the OIP has failed to describe a violation of law. Insofar as the Respondent is required to respond, he denies any violation of Section 17(b) of the Securities Act.

D. SECTION III OF THE OIP

1. The Respondent denies the allegations made by the Division of Enforcement and denies that it is either necessary, appropriate or in the public interest to hold hearings or cease and desist proceedings. The respondent denies that any penny stock bar, disgorgement, penalty or order should be entered against him.

E. AFFIRMATIVE DEFENSES

1. The allegations set forth in the OIP fail to state a claim for relief or remedial action under the statutes identified in the OIP.
2. Misrepresentation, deceit and or fraud by a 3<sup>rd</sup> party.

3. SEC Administrative Law Judges (“ALJ”) hold office in violation of the appointments clause of the U.S. Constitution. In particular, SEC ALJs are classified as “inferior officers” rather than “employees” and must be constitutionally appointed. Therefore, the ALJ does not have authority to preside over this tribunal, conduct these proceedings or render a decision in this matter.

**F. RESERVATION OF RIGHTS AND GENERAL DENIAL**

1. The Respondent denies the SEC is entitled to judgment or order in its favor or that he has committed any violation whatsoever. The Respondent denies any allegations in the complaint to which it did not specifically respond. The Respondent reserves the right to assert any additional and further defenses as may be revealed by discovery or otherwise. The Respondent reserves his right to amend this answer prior to the hearing of this matter.

Respectfully Submitted,  
By and through Counsel,



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WA State Bar #50288  
FL State Bar #0096643

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Sequim, Washington 98382

January 13, 2017

## CERTIFICATE OF SERVICE

I hereby certify that an original and three copies of the foregoing Amended Answer was filed with the Securities and Exchange Commission, Office of the Secretary, 100 F Street, N.E., Washington, D.C. 20549-9303, and that a true and correct copy of the foregoing has been served by U.S. Mail and email, on this 13<sup>th</sup> day of January, 2017, on the following persons entitled to notice:

Honorable Cameron Elliot  
Administrative Law Judge  
Securities and Exchange Commission  
100 F Street, N.E. Room 2557  
Washington, D.C. 20549  
(also via email to [alj@sec.gov](mailto:alj@sec.gov))

Russell Koonin, Esq.  
Senior Trial Attorney  
Division of Enforcement  
Securities and Exchange Commission  
801 Brickell Avenue, Suite 1800  
Miami, FL 33131  
(also via email to [kooninr@sec.gov](mailto:kooninr@sec.gov))



Todd Feinstein