

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

**SECURITIES AND EXCHANGE  
COMMISSION,**

**Plaintiff,**

**v.**

**GARRETT O'ROURKE and  
MICHAEL J. BLACK,**

**Defendants.**

**Case No.: 19-CV-4137 (KAM)**

**PLAINTIFF'S NOTICE OF THE FILING OF THE  
DISTRIBUTION AGENT'S TWELFTH STATUS REPORT**

Pursuant to paragraph 4(h) of this Court's Order entered March 4, 2021 (ECF No. 89), Plaintiff Securities and Exchange Commission (the "SEC") hereby files the Distribution Agent's Twelfth Status Report on behalf of JND Legal Administration. *See* Exhibit A. In accordance with ECF No. 89, if the distribution remains open, the Distribution Agent will file another status report with the Court on or before July 30, 2024.

Dated: 4/9/2024

Respectfully submitted,

s/ Catherine E. Pappas

Catherine E. Pappas (PA Bar 56544)

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U.S. Securities and Exchange Commission

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Attorney for Plaintiff United States  
Securities and Exchange Commission

**CERTIFICATE OF SERVICE**

I hereby certify that, on April 9, 2024, the plaintiff filed a true and correct copy of the foregoing document with the Court's CM/ECF system through which it will be disseminated electronically to counsel for the defendants, both of whom are participants registered to receive electronic notice in this case.

s/Catherine E. Pappas  
Catherine E. Pappas

Exhibit A

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

GARRETT O'ROURKE and  
MICHAEL J. BLACK,

Defendants

Case No.: 19-CV-4137 (KAM)

**THE DISTRIBUTION AGENT'S TWELFTH STATUS REPORT**

JND Legal Administration ("JND"), the Court-appointed Distribution Agent in the above-captioned matter, respectfully submits this Status Report pursuant to this Court's Order entered March 4, 2021 (the "Order", ECF No. 89) and the Plan of Distribution approved by the Court on May 26, 2021 (the "Plan", ECF No. 95). By the Order, this Court appointed JND as the Distribution Agent for the collections in this action (the "Distribution Fund"), to oversee the administration and distribution of the Distribution Fund in coordination with the Securities and Exchange Commission's ("SEC") counsel of record. Pursuant to paragraph 4(h) of the Order, the Distribution Agent is required to file with the Court or provide to the SEC's counsel of record to file with the Court, quarterly reports within thirty days after the end of every quarter. This Twelfth Status Report covers the first quarter of 2024.

**Tasks Performed by the Distribution Agent Since the Eleventh Status Report**

Since its Eleventh Status Report, JND has performed the following tasks in connection with its role as the Court-appointed Distribution Agent:

- Continued to maintain and monitor the case email inbox, the case P.O. box, the toll-free number, and the distribution website ([www.ORourkeDistributionFund.com](http://www.ORourkeDistributionFund.com));

- Completed all distribution efforts;
- Finalized the Distribution Agent's remaining invoice; and
- Worked with the Tax Administrator to prepare the Consolidated Financial Accounting Report ("CFAR").

**Anticipated Next Steps**

In the next quarter, JND will:

- Continue to maintain and monitor the case email inbox, the case P.O. box, the toll-free number, and the distribution website in accordance with the Plan;
- Work with the Tax administrator to finalize tax returns;
- Assist the Tax Administrator as needed in completing all steps necessary to the completion of this matter;
- Assist the SEC as needed in preparing a motion to terminate the Fair Fund and related relief, including preparing and signing a declaration in support that summarizes the work done in this case;
- If a motion to terminate the Fair Fund and for related relief is filed within the next quarter, JND will not file a third quarter progress report or any subsequent quarterly progress reports unless the Court requests otherwise.

Dated: April 5, 2024

Respectfully submitted,

By: Luiggy Segura

Luiggy Segura  
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Distribution Agent  
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