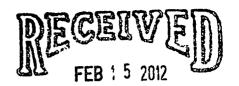
February 11, 2012

U.S. Representative Richard Nugent 1517 Longworth Bldg. Washington, DC 20515



DAVID R. HOMER UNITED STATE MAGISTRATE JUDGE ALBANY, NEW YORK

Dear Sir:

RE: Mcginn Smith Fraud Case

10 cv 457

I am following up my recent email concerning the April 10, 2010 indicted fraud Case of Timothy McGinn and David Smith totaling between \$136 and \$145 million filed in the State of New York. This case involves over 1,000 investors defrauded by McGinn and Smith. In addition, to living in New York they had homes in Florida

The Investigation began in December 2009 and has progressed very slowly. Since filing its complaint, the Commission has not issued a final decision on whether it will refer the McGinn Smith case to the Securities Investor Protection Corporation (SIPC) for coverage. They have been indicted for Fraud. It is my hope that you and fellow Florida Congressman will encourage the Commission to give prompt attention to this case, particularly in terms of SIPC coverage. You may want to refer to the following website for additional information, www.mcginnsmithreceiver.com.

In 2010 a trustee was appointed and since then the investors have received no reimbursement, although all the legal fees and other expenses have been reimbursed. As a retired investor, who is on a fixed income, we need our investment returned. I hope you will follow up and support myself and the other over 1,000 investors in this horrible case of fraud.

Judith Laphain

Sincerely,

Jerry and Judith Lapham

1407 Tallowtree Dr.

The Villages, FL 32162

Cc:

Honorable David R. Homer

U.S. Represenative Cliff Stearns

U.S. Senator Marco Rubio

U.S. Senator Bill Nelson

President Barack Obama

Enclosure

Mark S. Critz
Member of Congress

Michael F. Doyle
Member of Congress

Michael G. Fitzpatrick Member of Congress

Tim Holden
Member of Congress

Tom Marino Member of Congress

Joseph R. Pitts Member of Congress

Bill Shuster Member of Congress Charles W. Dent Member of Congress

Chaka Fattah Member of Congress

Jim Gerlach Member of Congress

Mike Keily Member of Congress

Patrick Meehan Member of Congress

Allyson Y. Schwartz Member of Congress