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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](http://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.

Sincerely,

Jerry and Judith Lapham  
1407 Tallotree Dr.  
The Villages, FL 32162

Cc:

Honorable David R. Homer  
U.S. Representative Cliff Stearns  
U.S. Senator Marco Rubio  
U.S. Senator Bill Nelson  
President Barack Obama

*Enclosure*

*M S Critz*

Mark S. Critz  
Member of Congress

*Charles W. Dent*

Charles W. Dent  
Member of Congress

*Michael F. Doyle*

Michael F. Doyle  
Member of Congress

*Chaka Fattah*

Chaka Fattah  
Member of Congress

*Michael G. Fitzpatrick*

Michael G. Fitzpatrick  
Member of Congress

*Jim Gerlach*

Jim Gerlach  
Member of Congress

*Tim Holden*

Tim Holden  
Member of Congress

*Mike Kelly*

Mike Kelly  
Member of Congress

*Tom Marino*

Tom Marino  
Member of Congress

*Patrick Meehan*

Patrick Meehan  
Member of Congress

*Joseph R. Pitts*

Joseph R. Pitts  
Member of Congress

*Allyson Y. Schwartz*

Allyson Y. Schwartz  
Member of Congress

*Bill Shuster*

Bill Shuster  
Member of Congress