

800 Deer Glen Court
Fruitland Park, Florida 34731
January 24, 2013

Hon Christian F. Hummel, U S Magistrate Judge
James T. Foley U S Courthouse
445 Broadway, Room 441
Albany, NY 12207

Re: Case 1:10-cv-00457-GLS-CFH

Dear Judge Hummel,

I refer you to a copy of a letter sent you on January 14 of this year relating to the McGinn Smith apparent fraud perpetrated on retirees like my self. A copy of Ms. O'Brien's letter is enclosed. I wish to echo the sentiments so eloquently expressed in her letter. Just "When is Enough"?

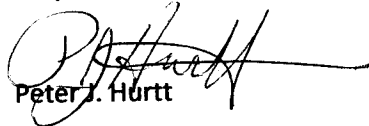
We were advised by the Receiver on April 24, 2012 that all remaining assets had been secured and an equitable distribution would be made to the investors defrauded in this case. All that has happened in the past years is that you have continued to approve fees by the Receiver and a myriad of attorneys. I am afraid that if too much time passes and these individuals keep asking for more and more that the investors will receive none of these funds.

Since the original communication by the Receiver in April 2012 I have heard nothing further concerning any plans to distribute these assets. I and the other investors are hoping that you will finally issue an order to the Receiver to distribute the few remaining assets, if, in fact, any remain.

Please keep in mind that these funds were invested to secure our retirement. So much time has passed and I presume that others like myself and my wife have had their standard of living seriously impaired by everyone involved in this matter. There appears to be a serious lack of concern, by everyone involved, for our welfare. Is this an example of Justice these days?

Please re-read Ms. O'Brien's plea as well as many others sent to you and act on behalf of the investors before it is too late.

Respectfully,


Peter J. Hurtt

cc:

US Senator William Nelson
US Senator Marco Rubio

78 Ridge View Drive
Leola, PA 17540-1121
January 14, 2013

Hon. Christian F. Hummel, U.S. Magistrate Judge
James T. Foley U.S. Courthouse
445 Broadway, Room 441
Albany, NY 12207

Dear Judge Hummel,

When is enough enough?

We, the taxpayers, retirees, victims, and unsuspecting investors have been defrauded by all those who could take advantage of us.

I am writing to you in the hope that you can provide some assistance on obtaining a resolution to the ongoing SEC investigation into the fraudulent Ponzi Scheme perpetrated by the McGinn-Smith Company on a group of investors many of whom are unsuspecting retirees.

I refer you to the following case:

Securities and Exchange Commission v. McGinn, Smith & Co. Inc., et al.
Case No. 1:10-cv-00457-GLS-CFH

This entire debacle by McGinn-Smith was brought to light in 2008.
On April 20, 2010, William J. Brown, Esq. was appointed temporary Receiver.
To date, we, the taxpayer victims have written letters to Judges, the Receiver, Congressmen, and Senators in an apparent vain attempt to obtain justice in this matter.

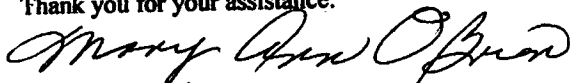
We began to have some hope for resolution when the Securities and Exchange Commission took action in the McGinn-Smith fraud investigation. So far, all we have seen as a result of the actions of the Receiver appointed by the Commission has been a series of payments made to lawyers, including those representing the Defendants in this matter.

These Defendants are still free while other perpetrators of similar crimes (such as Bernard Madoff) have long since been sent to prison.

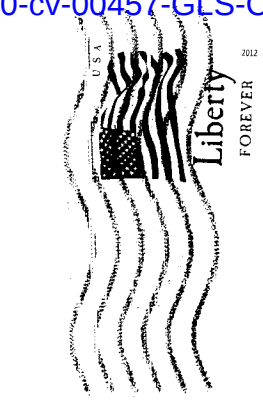
Meanwhile, we the victims of their fraudulent activities continue to suffer in their retirement years with no recourse and no access to any of the funds that were stolen from us.

Won't someone in a position to help us, please help us?

Thank you for your assistance.


Mary Ann O'Brien

cc:
Ms. Elisse B. Walter, Chairman, Security and Exchange Commission
William J. Brown, Esq. Receiver
Robert Casey, U. S. Senator
Patrick Toomey, U. S. Senator
Joseph Pitts U.S. Congressman



ORLANDO FL 328
25 JAN 2013 PM 3 L

PJ & Jo Hurtl
800 Deer Glen Court
Fruitland Park, FL 34731
Ph. 352-365-6978

Hon Christian F. Hummel, U S Magistrate Judge
James T. Foley U S Courthouse
445 Broadway, Room 441
Albany, NY 12207

**J.S. DISTRICT COURT
N.D. OF N.Y.
RECEIVED**

JAN 9 5 2013

**NCE K. BAERMAN, CLERK
ALBANY**

12207296799