

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

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

DAVID L. SMITH,

Defendant.

Case No. 10-cv-00457 (GLS-CFH)

NOTICE OF APPEAL

PLEASE TAKE NOTICE that David L. Smith, defendant in the above-captioned case, hereby appeals to the United States Court of Appeals for the Second Circuit the Text Only Order denying Smith's Rule 60(b) motion for relief from the judgment entered on February 10, 2022 (ECF No. 1222).

Respectfully submitted,



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