

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 15-CV-60082-WPD-DIMITROULEAS/SNOW

SECURITIES AND EXCHANGE COMMISSION

Plaintiff,

v.

FREDERIC ELM f/k/a FREDERIC ELMALEH, et al.,

Defendants,

and

AMANDA ELM f/k/a AMANDA ELMALEH,
Relief Defendant.

Objection to Claimant No 9's - Proposed Distribution Method

1. The Request

I, Nadia Maharaj, claimant #23, would like to formally object to claimant No 9's proposed "rising tide" method of distribution (Claimant No. 9's Objection to Receiver's Proposed Distribution Method - Document 203) because it does not account for the will of the majority of the investors and has not been fully documented.

2. The Objection

If accepted, Claimant #9's method would penalize me by denying me any proceeds from the initial distribution (Claimant No. 9's Objection to Receiver's Proposed Distribution Method - Document 203 Part D: Revised Distribution Chart).

However, by Claimant #9's own declaration, "***there is no statutory prescription setting forth how assets recovered in a receivership should be distributed***", thus it completely disregards the decision of the majority of fellow claimants and that of the Receiver be considered. As of April 1, 2019, there are no other objections filed by other claimants to the Receiver's present method of distribution and to which I am in agreement with.

Also, despite Claimant#9's opinion, the receiver has detailed her reasoning for the proposed method clearly on p. 13 of 'THE RECEIVER'S MOTION FOR COURT APPROVAL OF (a) THE RECEIVER'S RECOMMENDATIONS CONCERNING CLAIMS; (b) A DISTRIBUTION OF PRO RATA PERCENTAGES; AND (c) THE RECEIVER'S PROPOSED OBJECTION SCHEDULE - Document 200'

Finally as a point of completeness, Claimant #9's document, as posted on the receivership website, does not include the distribution chart (Exhibit A) to which they refer within and is at the heart of their claim, thus making a complete examination of their objection impossible and limiting rebuttal by those affected by its possible implementation.

3. Summary

Claimant #9's 'rising tide' method was not fully disclosed to other claimants or in alignment with the Receiver or current majority of claimants who, as of this filing, have not submitted any objection to the Receiver's current method of distribution.

March 30, 2019

TO: United States District Court
Southern District Of Florida
U .S. Federal Building and Courthouse
299 East Broward Boulevard #108
Fort Lauderdale, FL 33301

CC: Copy by email to: elmtreeinfo@moecker.com

FROM: Nadia Maharaj
75 Booth Crescent
Ajax, Ontario
Canada. L1Z 1H8

Claim #24

CASE NO. 15-CV-60082-WPD-DIMITROULEAS/SNOW

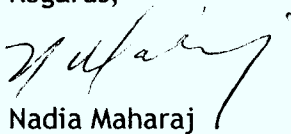
Security and Exchange Commission, Plaintiff,
v. Frederic Elm f/k/a Frederic Elmaleh et al., Defendants

Objection to Claimant No 9's - Proposed Distribution Method

Dear Judge Dimitrouleas,

Please find enclosed an objection to Claimant #9's 'rising tides' proposed method of distribution. I thank you for your consideration in this matter.

Regards,


Nadia Maharaj

Claimant