



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL

LETITIA JAMES  
ATTORNEY GENERAL

DIVISION OF ECONOMIC JUSTICE  
INVESTOR PROTECTION BUREAU

September 8, 2020

**VIA NYSCEF AND EMAIL**

The Honorable Joel M. Cohen  
Supreme Court, New York County  
60 Centre Street, Room 570  
New York, NY 10007

Re: *In the Matter of iFinex Inc., et al.*, Index No. 450545/2019

Dear Justice Cohen:

The Office of the Attorney General (“OAG”) submits this letter seeking a conference before Your Honor in connection with the above-captioned matter.

As the Court may be aware, on July 9, 2020 the First Department affirmed this Court’s decision denying the Respondent’s Motion to Dismiss (Docket No. 129). In the time since the First Department’s ruling, the parties attempted to resolve this matter, unsuccessfully. And so, with the First Department’s ruling, the stay of enforcement of this Court’s Order (Docket No. 115) has ended, and as such Respondents must produce the documents and information required by the 354 Order.

At the conference we seek, the OAG will request that the Court order the immediate production of documents and information by Respondents as required under the April 24, 2019 Order Pursuant to Gen. Bus. L. § 354 (hereinafter “354 Order”), to be completed no later than sixty (60) days from the date of the requested order. The OAG will also request that the Court extend the injunction previously entered in this matter for an additional ninety (90) days.

The OAG is prepared to appear at the Court’s earliest convenience.

Respectfully submitted,

Brian M. Whitehurst  
Assistant Attorney General