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May 31, 2020

via e-mail to countrymanv@sec.gov
and via e-mail to apfilings@sec.gov
Hon. Vanessa A. Countryman, Secretary
Securities and Exchange Commission
100 F St., N.E.
Washington, DC 20549

Re: Trading Suspension of securities of Nano Magic, Inc. (NMGX)
Admin. Proc. File No.: 3-19787
Subject: Timing of Posting of Closing Submission to Admin. Proc. Public Docket

Dear Ms. Countryman:

This letter is a follow-up to my correspondence of May 19, 2020 on behalf of Nano Magic, Inc. (“Nano Magic”), this firm’s client, regarding the request for timely posting to the public docket for Open Administrative Proceeding Cases in the captioned Administrative Proceeding file (“Public Docket”) all filings submitted in this proceeding. I believed this matter to have been resolved; however, apparently that appears not to be the case with the Office of the Secretary (“Secretary”) not having posted Nano Magic’s timely May 28th final written submission.

On May 19, 2020, I wrote to request formally that the Secretary ensure that all papers filed in this matter, whether by the Petitioner or the Philadelphia Office of the Division of Enforcement (“PRO”), be posted promptly to the Public Docket. I received a telephone call on May 20, 2020 from the Secretary, during which I was informed that it is within the discretion of the Secretary, unlike a court docket, to determine what pleadings would be in the public interest to post and that there is no set time for doing so. I readily acknowledged then as I do now that the stay-at-home orders impacting the Washington, DC area, and by extension Commission headquarters, may impact expeditious posting; nevertheless, I understood that the Secretary in fact would post timely all filings.

On Thursday, May 28, 2020, at 4:02 P.M., undersigned counsel filed for Nano Magic its Closing Submission in Support of Termination of Trading Suspension (“Closing Submission”),

Hon. Vanessa A. Countryman, Secretary
Securities and Exchange Commission
May 31, 2020
Page 2

along with Exhibits referenced in the Closing Submission. As of the transmittal of this letter, the Secretary, notwithstanding that the Closing Submission is a public document, has not yet posted the filed Closing Submission. Normally, I would withhold writing; however, Nano Magic has valid reason to perceive that the Secretary not having posted on Friday, May 29, 2020 the Closing Submission is arguably prejudicial to Nano Magic. When the Philadelphia Regional Office filed on May 14th the “Information before the Commission at the time of the Trading Suspension,” the Secretary posted the filing on May 15th. On May 18th, Nano Magic filed a “Motion to Compel Production of Information before the Commission at the time Trading Suspension.” Only after undersigned counsel’s letter to the Secretary of May 19th did the Secretary post the Motion filed on May 18th.

On May 21st, at approximately 3:21 P.M., the Philadelphia Regional Office filed timely its “Opposition Brief in the Matter of Nano Magic, Inc.” The Secretary posted that filing to the Public Docket early on the morning of Friday May 22nd. On Thursday, May 28th, at 4:02 P.M., Nano Magic filed timely its Closing Submission. Not only did the Secretary not post Nano Magic’s Closing Submission early on the following morning, the Secretary did not post the Closing Submission at all on Friday, May 29th. As a result, the investors who have been following closely this matter have no basis of knowing, as of the transmittal of this letter, whether Nano Magic filed a Closing Submission or its contents. Leaving as an unknown on the Public Docket for more than three full calendar days, from the timely filing of the Closing Submission, whether and what Nano Magic submitted arguably is prejudicial to the company. Accordingly, this letter is a formal request to the Secretary to add the Closing Submission posthaste to the Public Docket.

Thank you very much.

Very truly yours,



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