

UNITED STATES OF AMERICA
Before the
SECURITIES AND EXCHANGE COMMISSION

ADMINISTRATIVE PROCEEDING
File No. 3-20795

<p>In the Matter of</p> <p>LAURENCE G. ALLEN,</p> <p>Respondent.</p>

**DIVISION OF ENFORCEMENT’S NOTICE OF NEW AUTHORITY IN SUPPORT
OF THE DIVISION’S REPLY TO RESPONDENT’S OPPOSITION TO THE
DIVISION’S MOTION FOR SUMMARY DISPOSITION**

The Division of Enforcement (“Division”) respectfully submits this notice of new authority in support of its July 29, 2022 reply to the July 8, 2022 opposition of Respondent Laurence G. Allen to the Division’s June 3, 2022 motion for summary disposition. In his July 8 opposition, Allen noted the pendency of his petition for leave to appeal the trial court’s decision in *NYAG v. Allen* to the New York Court of Appeals (the New York Appellate Division previously had rejected Allen’s earlier appeal to that Court). This is to notify the Commission that, on October 20, 2022, the New York Court of Appeals denied Allen’s motion for leave to appeal the trial court’s decision, and dismissed Allen’s appeal. (See attached Exhibit A).

Respectfully submitted,

Dated: October 28, 2022
New York, N.Y.

/s/ Rhonda L. Jung
Jack Kaufman (212-336-0106)
Rhonda L. Jung (212-336-0479)
SECURITIES AND EXCHANGE COMMISSION
100 Pearl Street, Suite 20-100
New York, New York 10004-2016
Attorneys for the Division of Enforcement

EXHIBIT A

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X

THE PEOPLE OF THE STATE OF NEW YORK, by	:	
LETITIA JAMES, Attorney General of the State of New	:	
York,	:	
	:	
	:	
Plaintiff,	:	Index No. 452378/2019
	:	
- against -	:	
	:	
	:	
LAURENCE G. ALLEN, ACP INVESTMENT GROUP,	:	
LLC, NYPPEX HOLDINGS, LLC, ACP PARTNERS X,	:	NOTICE OF ENTRY
LLC, and ACP X, LP,	:	
	:	
	:	
Defendants,	:	
	:	
- and -	:	
	:	
	:	
NYPPEX, LLC, LGA CONSULTANTS, LLC,	:	
INSTITUTIONAL INTERNET VENTURES, LLC,	:	
EQUITY OPPORTUNITY PARTNERS, LP and	:	
INSTITUTIONAL TECHNOLOGY VENTURES, LLC,	:	
	:	
	:	
Relief Defendants.	:	

-----X

PLEASE TAKE NOTICE that the attached is a true and correct copy of the Decision and Order on Motion (No. 2022-521) entered in this action in the Office of the Clerk of the Court of Appeals of the State of New York on October 20, 2022.

Dated: October 26, 2022
New York, New York

LETITIA JAMES
Attorney General of the State of New York
Attorneys for Plaintiff

By: /s/ Hannah Flamenbaum
Assistant Attorney General
New York State Office of the Attorney General
Investor Protection Bureau
28 Liberty Street
New York, New York 10005
Tel. (212) 416-6571
Email: hannah.flamenbaum@ag.ny.gov

To: All counsel of record (via NYSCEF)

State of New York

Court of Appeals

*Decided and Entered on the
twentieth day of October, 2022*

Present, Hon. Anthony Cannataro, *Acting Chief Judge, presiding.*

Mo. No. 2022-521

The People of the State of New York, by
Letitia James, &c.,
Respondent,

v.

Laurence G. Allen et al.,
Appellants,
NYPPEX, LLC, et al.,
Appellants.

Appellants having appealed and moved for leave to appeal to the Court of Appeals
in the above cause;

Upon the papers filed and due deliberation, it is

ORDERED, on the Court's own motion, that the appeal is dismissed, without
costs, upon the ground that no substantial constitutional question is directly involved;
and it is further

ORDERED, that the motion for leave to appeal is denied with one hundred dollars
costs and necessary reproduction disbursements.



Lisa LeCours
Clerk of the Court