

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

CASE NO. 8:09-cv-87-T-26TBM

ARTHUR NADEL,
SCOOP CAPITAL, LLC,
SCOOP MANAGEMENT, INC.

Defendants,

SCOOP REAL ESTATE, L.P.,
VALHALLA INVESTMENT PARTNERS, L.P.,
VALHALLA MANAGEMENT, INC.,
VICTORY IRA FUND, LTD,
VICTORY FUND, LTD,
VIKING IRA FUND, LLC,
VIKING FUND, LLC, AND
VIKING MANAGEMENT

Relief Defendants.

**PLAINTIFF'S RESPONSE TO NON-PARTY FIRST NATIONAL BANK
OF ALBANY'S MOTION TO INTERVENE**

For the same reasons as stated in the Receiver's response (DE 1246) to the First National Bank of Albany's motion to intervene, and for the reasons the Commission stated in its prior response to the Bank's attempt to intervene (DE 1069), Plaintiff Securities and Exchange Commission opposes the Bank's motion to intervene in this action.

Date: September 27, 2016

Respectfully submitted,

By: s/Robert K. Levenson
Robert K. Levenson
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CERTIFICATE OF SERVICE

I hereby certify that on September 27, 2016, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to the following:

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*Court-appointed Receiver for Corporate Defendants
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