

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES AND EXCHANGE COMMISSION,	:
	:
	:
Plaintiff,	:
	:
v.	:
	:
CITIGROUP GLOBAL MARKETS INC.,	: 11 Civ. 07387 (JSR)
	:
	:
Defendant.	: ECF Case
	:
	:

DECLARATION OF MATTHEW T. MARTENS PURSUANT TO 28 U.S.C. § 1746

1. My name is Matthew T. Martens. I am over the age of eighteen (18) years and have never been convicted of a felony or crime involving moral turpitude. I have knowledge of the facts set forth below based on my personal involvement in the instant litigation.
2. I am employed as an attorney and Chief Litigation Counsel with the Division of Enforcement of the United States Securities and Exchange Commission (“SEC” or “Commission”) in Washington, D.C. I have entered an appearance as counsel of record for the SEC in the above-captioned matter.
3. Attached hereto as Exhibit A is a true and correct copy of the transcript of the hearing before Judge Berman on Jun 29, 2011, in the matter of *SEC v. J.P. Morgan Sec., LLC*, No. 11-CV-4206-RMB (S.D.N.Y.).
4. Attached hereto as Exhibit B is a true and correct copy of this Court’s consent order dated July 14, 2004, in the matter of *United States v. New Puck, LP*, No. 1:04-cv-05449-JSR (S.D.N.Y.), which was retrieved from this Court’s electronic case filing system.

5. Attached hereto as Exhibit C is a true and correct copy of this Court's consent order dated January 10, 2008, in the matter of *F.T.C. v. Diet Coffee, Inc.*, No. 1:08-cv-00094-JSR (S.D.N.Y.) , which was retrieved from this Court's electronic case filing system.
6. Attached hereto as Exhibit D is a true and correct copy of this Court's consent order dated November 5, 1998, in the matter of *C.F.T.C. v. Kelly*, No. 1:98-cv-05270-JSR (S.D.N.Y. Nov. 5, 1998) (consent order providing that defendant "neither admit[s] or den[ies] any of the allegations of the Complaint").

Executed on the 7th day of November 2011.

/s/ Matthew T. Martens
Matthew T. Martens

CERTIFICATE OF SERVICE

I certify that on November 7, 2011, I electronically filed the foregoing DECLARATION OF MATTHEW T. MARTENS PUSUANT TO 28 U.S.C. § 1746 and attachments thereto using the CM/ECF system, which will send notification of such filing to the following: Brad Scott Karp, Theodore V. Wells, Jr. and Susanna Michele Buergel, counsel for defendant, Citigroup Global Markets, Inc.

/s/ Matthew T. Martens

Matthew T. Martens