

THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

SECURITIES AND EXCHANGE)
COMMISSION,)
)
PLAINTIFF,)
)
v.)
)
PATRICK O. HOWARD; HOWARD)
CAPITAL HOLDINGS, LLC; AND)
OPTIMAL ECONOMICS CAPITAL)
PARTNERS, LLC,)
)
DEFENDANTS.)

Civil Action No. 3:17-cv-00420-L

**ORDER GRANTING DEFENDANT PATRICK O. HOWARD’S MOTION TO STRIKE
RECEIVER’S OMNIBUS RESPONSE**

On this day, came on to be considered Counsel for the Defendant Patrick O. Howard’s Motion to Strike Receiver’s Omnibus Response and Brief in Support (the “Motion”). After considering the Motion, the response, if any, the reply, if any, the evidence, and the argument of counsel, if any, the Court is of the opinion that the Motion is well-taken and should and hereby is GRANTED. It is therefore ORDERED that strike from the record any reference to the Privileged McCarthy Email and the Privileged Testimony; (2) direct that the Receiver immediately return the Privileged McCarthy Email and all copies to Mr. Howard’s counsel and must cease immediately any further dissemination of its content and the content of the Privileged Testimony; and (3) grant all other such relief at law or equity to which Mr. Howard may be justly entitled.

Dated: _____

Hon. Sam A. Lindsay
United States District Judge