

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK	
SECURITIES AND EXCHANGE COMMISSION	,

Plaintiff,

- against -

08 Civ. 10791 (LLS) ECF CASE

BERNARD L. MADOFF and BERNARD L. MADOFF INVESTMENT SECURITIES LLC,

Defendants.

## **CONSENT OF SIPC TRUSTEE TO PRELIMINARY INJUNCTION ORDER**

- David Sheehan, Esquire, on behalf of Irving Picard ("SIPC Trustee"), who is the 1. appointed trustee Bernard L. Madoff Investment Securities LLC ("Defendant BMIS") and who has all the duties and powers of a trustee as prescribed in the Securities Investor Protection Act of 1970, hereby consents to the entry of the proposed Order Imposing a Preliminary Injunction, Freezing Assets and Granting Other Relief Against Defendants in the form attached hereto (the "P.I. Order") and incorporated by reference herein.
- 2. Defendant BMIS agrees that this Consent shall be incorporated into the P.I. Order with the same force and effect as if fully set forth therein.
- 3. Defendant BMIS waives service of the P.I. Order and agrees that entry of the P.I. Order by the Court and filing with the Clerk of the Court will constitute notice to Defendants of its terms and conditions.

4. Defendant BMIS agrees that the Commission may present the proposed P.I. Order to the Court for signature and entry without further notice.

Dated: 12/18/08

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Attorney for Irving H. Picard, SIPC Trustee For Defendant Bernard L. Madoff Investment Securities LLC

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