USDC SDNY



United States Attorney Southern District of New York

The Silvio J. Mollo Building One Saint Andrew's Plaza New York, New York 10007

January 12, 2009

BY FACSIMILE

Honorable Ronald L. Ellis U.S. Magistrate Judge Southern District of New York 500 Pearl Street Room 1970 New York, New York 10007

Re:

United States v. Bernard L. Madoff,

08 Mag. 2735

Dear Judge Ellis:

The Government respectfully submits this letter in response to the Court's opinion and order issued in the above-captioned matter earlier today. The Government intends to appeal the Court's order to the District Court. Accordingly, the Government respectfully requests that the Court stay its order pending the outcome of that (or any further) appeal. Counsel for defendant, Ira Lee Sorkin, Esq., has informed the Government that defendant consents, through counsel, to this request for a stay.

Respectfully submitted,

LEV L. DASSIN

Acting United States Attorney

Porder Stayed for 48 hours for 48 hours until 1:00 pm. on 1-14-09 Rovold 15/8

Marc Litt

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cc:

Ira L. Sorkin, Esq.